

WSR 23-12-075

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Long-Term Support Administration)

[Filed June 6, 2023, 11:38 a.m., effective August 1, 2023]

Effective Date of Rule: August 1, 2023.

Purpose: This rule making is necessary to incorporate ESHB 1023, 2020 regular session, into the rules. This passed legislation allows certain adult family home providers to increase their capacity from six residents to eight. This rule making is also intended to address challenges that the adult family home industry is facing related to complying with the liability insurance requirements in the current rules, and to clarify use, implementation, and enforcement of management agreements. New rules were developed to create a process for adult family home providers to request an exemption to rule. This was requested during the stakeholder meetings.

Citation of Rules Affected by this Order: New WAC 388-76-10004, 388-76-10031 and 388-76-10032; repealing WAC 388-76-10193; and amending WAC 388-76-10000, 388-76-10030, 388-76-10055, 388-76-10175, 388-76-10191, 388-76-10192, 388-76-10780, 388-76-11050, and 388-76-11055.

Statutory Authority for Adoption: RCW 70.128.040.

Other Authority: RCW 70.128.066.

Adopted under notice filed as WSR 23-04-046 on January 26, 2023.

Changes Other than Editing from Proposed to Adopted Version:

Amended definition of "mandated reporter" for consistency with statutory definition (RCW 74.34.020) effective July 23, 2023.

A final cost-benefit analysis is available by contacting Colleen Jensen, P.O. Box 45600, Olympia, WA 98504, phone 564-999-3182, email colleen.jensen1@dshs.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 2, Amended 2, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 1, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 7, Repealed 1.

Number of Sections Adopted using Negotiated Rule Making: New 3, Amended 9, Repealed 1; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: June 6, 2023.

Lisa N. H. Yanagida
Chief of Staff

SHS-4962.7

AMENDATORY SECTION (Amending WSR 20-05-016, filed 2/6/20, effective 3/8/20)

WAC 388-76-10000 Definitions. **"Abandonment"** means action or inaction by a person or entity with a duty of care for a frail elder or vulnerable adult that leaves the vulnerable person without the means or ability to obtain necessary food, clothing, shelter, or health care.

"Abuse" means the willful action or inaction that inflicts injury, unreasonable confinement, intimidation, or punishment of a vulnerable adult.

(1) In instances of abuse of a vulnerable adult who is unable to express or demonstrate physical harm, pain, or mental anguish, the abuse is presumed to cause physical harm, pain, or mental anguish.

(2) Abuse includes sexual abuse, mental abuse, physical abuse, and personal exploitation of a vulnerable adult, and improper use of restraint against a vulnerable adult which have the following meanings:

(a) **"Sexual abuse"** means any form of nonconsensual sexual conduct, including but not limited to unwanted or inappropriate touching, rape, sodomy, sexual coercion, sexually explicit photographing, and sexual harassment. Sexual abuse also includes any sexual conduct between a staff person, who is not also a resident or client, of a facility or a staff person of a program authorized under chapter 71A.12 RCW, and a vulnerable adult living in that facility or receiving service from a program authorized under chapter 71A.12 RCW, whether or not consensual.

(b) **"Physical abuse"** means the willful action of inflicting bodily injury or physical mistreatment. Physical abuse includes, but is not limited to, striking with or without an object, slapping, pinching, choking, kicking, shoving, or prodding.

(c) **"Mental abuse"** means a willful verbal or nonverbal action that threatens, humiliates, harasses, coerces, intimidates, isolates, unreasonably confines, or punishes a vulnerable adult. Mental abuse may include ridiculing, yelling, or swearing.

(d) **"Personal exploitation"** means an act of forcing, compelling, or exerting undue influence over a vulnerable adult causing the vulnerable adult to act in a way that is inconsistent with relevant past behavior, or causing the vulnerable adult to perform services for the benefit of another.

(e) **"Improper use of restraint"** means the inappropriate use of chemical, physical, or mechanical restraints for convenience or discipline or in a manner that:

(i) Is inconsistent with federal or state licensing or certification requirements for facilities, hospitals, or programs authorized under chapter 71A.12 RCW;

(ii) Is not medically authorized; or

(iii) Otherwise constitutes abuse under this section.

"Adult family home" or "AFH" means:

(1) A residential home in which a person or an entity is licensed to provide personal care, special care, room, and board to more than one but not more than six adults who are not related by blood, adoption, or marriage to a provider, entity representative, resident manager, or caregiver, who resides in the home. An adult family home may be licensed to provide care to up to eight adults if the home receives approval under WAC 388-76-10031 or 388-76-10032.

(2) As used in this chapter, the term "entity" includes corporations, partnerships, and limited liability companies, and the term "adult family home" includes the person or entity that is licensed to operate an adult family home.

"Affiliated with an applicant" means any person listed on the application as a partner, officer, director, resident manager, entity representative, or majority owner of the applying entity, or is the spouse or domestic partner of the applicant.

"Affiliated entity" means any entity owned, controlled, or managed by the applicant or licensed provider, or associated with a parent or subsidiary entity applying for, or holding, an adult family home license.

"Applicant" means:

(1) An individual, partnership, corporation, or other entity seeking a license to operate an adult family home; and

(2) For the following sections only, also includes an entity representative solely for the purposes of fulfilling requirements on behalf of the entity:

- (a) WAC 388-76-10020(1);
- (b) WAC 388-76-10035(1);
- (c) WAC 388-76-10060;
- (d) WAC 388-76-10064;
- (e) WAC 388-76-10120;
- (f) WAC 388-76-10125;
- (g) WAC 388-76-10129;
- (h) WAC 388-76-10130;
- (i) WAC 388-76-10146(4);
- (j) WAC 388-76-10265;
- (k) WAC 388-76-10500; and
- (l) WAC 388-76-10505.

"Capacity" means the maximum number of persons (~~(in need of)~~) receiving personal or special care who are permitted (~~(to reside)~~) in an adult family home at a given time. Capacity includes:

(1) The total capacity, which is the number of (~~(related)~~) residents and any children or adults (~~(in the home who)~~) related to the provider who receive personal or special care and services in the home; and

(2) The licensed capacity, which is the number of residents the adult family home may admit and retain (resident capacity), which is the number listed on the license.

"Caregiver" means any person (~~(eighteen)~~) 18 years of age or older responsible for providing direct personal or special care to a resident and who is not the provider, entity representative, a student, or volunteer.

"Chemical restraint" means the administration of any drug to manage a vulnerable adult's behavior in a way that reduces the safety risk to the vulnerable adult or others, has a temporary effect of restricting the vulnerable adult's freedom of movement, and is not standard treatment for the vulnerable adult's medical or psychiatric condition.

"Consent" means express written consent granted after the vulnerable adult or their legal representative has been fully informed of the nature of the services to be offered and that the receipt of services is voluntary.

"Dementia" means a condition documented through the assessment process required by WAC 388-76-10335.

"Department" means the Washington state department of social and health services.

"Department case manager" means the department authorized staff person or designee assigned to negotiate, monitor, and facilitate a care and services plan for residents receiving services paid for by the department.

"Developmental disability" means the same as defined under WAC 388-823-0015.

"Direct supervision" means oversight by a person who has demonstrated competency in the basic training and specialty training if required, or who has been exempted from the basic training requirements and is:

- (1) On the premises; and
- (2) Quickly and easily available to the caregiver.

"Domestic partners" means two adults who meet the requirements for a valid state registered domestic partnership as established by RCW 26.60.030 and who have been issued a certificate of state registered domestic partnership.

"Entity representative" means the individual designated by an entity provider or entity applicant as its representative for the purposes of fulfilling the training and qualification requirements under this chapter that only an individual can fulfill where an entity cannot. The entity representative is responsible for overseeing the operation of the home. The entity representative does not hold the license on behalf of the entity.

"Financial exploitation" means the illegal or improper use, control over, or withholding of the property, income, resources, or trust funds of the vulnerable adult by any person or entity for any person's or entity's profit or advantage other than for the vulnerable adult's profit or advantage. Some examples of financial exploitation are given in RCW 74.34.020(7).

"Financial solvency" means that the applicant or provider (~~is able to meet debts or financial obligations with some money to spare~~) has sufficient funds to operate the home. An applicant or provider is considered financially solvent when they have no delinquent debt. At the department's discretion, the department may consider an applicant or provider financially solvent if their only delinquent debt is for medical reasons.

"Home" means adult family home.

"Household member" means a person who uses the address of the adult family home as their primary address and who is not a resident.

"Imminent danger" or **"immediate threat"** means serious physical harm to or death of a resident has occurred, or there is a serious threat to the resident's life, health, or safety.

"Indirect supervision" means oversight by a person who is quickly and easily available to the caregiver, but not necessarily on-site and:

- (1) Has demonstrated competency in the basic and specialty training, if required; or
- (2) Is exempt from basic training requirements.

"Inspection" means a review by department personnel to determine the health, safety, and well-being of residents, and the adult family home's compliance with this chapter and chapters 70.128, 70.129, 74.34 RCW, and other applicable rules and regulations. The department's review may include an on-site visit.

"Management agreement" means a written, executed agreement between the adult family home and another individual or entity regarding the provision of certain services on behalf of the adult family home.

"Mandated reporter" means an employee of the department((τ)) or the department of children, youth, and families; law enforcement((τ)) officer((τ)); social worker((τ)); professional school personnel((τ)); individual provider((τ)); an operator of a facility or a certified residential services and supports agency under chapter 71A.12 RCW, an employee of a facility((τ)); an employee of a social service, welfare, mental health, adult day health, adult day care, ((τ)) home health, home care, hospice ((agency,τ)); or certified residential services and supports agency, county coroner or medical examiner((τ)); Christian Science practitioner((τ)); or health care provider subject to chapter 18.130 RCW. For the purpose of the definition of a mandated reporter, "Facility" means a residence licensed or required to be licensed under chapter 18.20 RCW (assisted living facilities), chapter 18.51 RCW (nursing homes), chapter 70.128 RCW (adult family homes), chapter 72.36 RCW (soldiers' homes), chapter 71A.20 RCW (residential habilitation centers), or any other facility licensed by the department.

"Mechanical restraint" means any device attached or adjacent to the vulnerable adult's body that they cannot easily remove and restricts freedom of movement or normal access to the vulnerable adult's body. "Mechanical restraint" does not include the use of devices, materials, or equipment that are:

- (a) Medically authorized, as required; and
- (b) Used in a manner that is consistent with federal or state licensing or certification requirements for facilities, hospitals, or programs authorized under chapter 71A.12 RCW.

"Medical device" as used in this chapter, means any piece of medical equipment used to treat a resident's assessed need.

- (1) A medical device is not always a restraint and should not be used as a restraint;
- (2) Some medical devices have considerable safety risks associated with use; and
- (3) Examples of medical devices with known safety risks when used are transfer poles, Posey or lap belts, and side rails.

"Medication administration" means giving resident medications by a person legally authorized to do so, such as a physician, pharmacist, or nurse.

"Medication organizer" is a container with separate compartments for storing oral medications organized in daily doses.

"Mental illness" is defined as an axis I or II diagnosed mental illness as outlined in volume IV of the Diagnostic and Statistical Manual of Mental Disorders (a copy is available for review through the aging and disability services administration).

"Minimal" means violations that result in little or no negative outcome or little or no potential harm for a resident.

"Moderate" means violations that result in negative outcome and actual or potential harm for a resident.

"Multiple home provider" means a provider who is licensed to operate more than one adult family home.

"Neglect" means:

- (1) A pattern of conduct or inaction by a person or entity with a duty of care that fails to provide the goods and services that maintain physical or mental health of a vulnerable adult, or that fails to avoid or prevent physical or mental harm or pain to a vulnerable adult; or

(2) An act or omission by a person or entity with a duty of care that demonstrates a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to the vulnerable adult's health, welfare, or safety, including but not limited to conduct prohibited under RCW 9A.42.100.

"Nurse delegation" means a registered nurse transfers the performance of selected nursing tasks to competent nursing assistants, home care aides, or qualified long-term care workers in selected situations. The registered nurse delegating the task retains the responsibility and accountability for the nursing care of the resident.

"Over-the-counter medication" is any medication that can be purchased without a prescriptive order, including but not limited to vitamin, mineral, or herbal preparations.

"Permanent restraining order" means a restraining order or order of protection issued either following a hearing, or by stipulation of the parties. A "permanent restraining order" order may be in force for a specific time period (for example, one year), after which it expires.

"Personal care services" means both physical assistance and prompting and supervising the performance of direct personal care tasks as determined by the resident's needs and does not include assistance with tasks performed by a licensed health professional.

"Physical restraint" means application of physical force without the use of any device, for the purpose of restraining the free movement of a vulnerable adult's body. "Physical restraint" does not include briefly holding without undue force a vulnerable adult in order to calm or comfort them, or holding a vulnerable adult's hand to safely escort them from one area to another.

"Placement agency" is an "elder or vulnerable adult referral agency" as defined in chapter 18.330 RCW and means a business or person who receives a fee from or on behalf of a vulnerable adult seeking a referral to care services or supportive housing or who receives a fee from a care services provider or supportive housing provider because of any referral provided to or on behalf of a vulnerable adult.

"Practitioner" includes a physician, osteopathic physician, podiatric physician, pharmacist, licensed practical nurse, registered nurse, advanced registered nurse practitioner, dentist, and physician assistant licensed in the state of Washington.

"Prescribed medication" refers to any medication (legend drug, controlled substance, and over-the-counter) that is prescribed by an authorized practitioner.

"Provider" means:

(1) Any individual who is licensed to operate an adult family home and meets the requirements of this chapter;

(2) Any corporation, partnership, limited liability company, or other entity that is licensed under this chapter to operate an adult family home and meets the requirements of this chapter; and

(3) For the following sections only, also includes an entity representative solely for the purposes of fulfilling requirements on behalf of the entity:

- (a) WAC 388-76-10020(1);
- (b) WAC 388-76-10035(1);
- (c) WAC 388-76-10060;
- (d) WAC 388-76-10064;
- (e) WAC 388-76-10120;
- (f) WAC 388-76-10125;
- (g) WAC 388-76-10129;

- (h) WAC 388-76-10130;
- (i) WAC 388-76-10146(4);
- (j) WAC 388-76-10265;
- (k) WAC 388-76-10500; and
- (l) WAC 388-76-10505.

"Psychopharmacologic medications" means the class of prescription medications, which includes but is not limited to antipsychotics, anti-anxiety medications, and antidepressants, capable of affecting the mind, emotions, and behavior.

"Recurring" or **"repeated"** means that the department has cited the adult family home for a violation of applicable licensing laws or rules and the circumstances of (1) or (2) of this definition are present and if the previous violation in subsection (1) or (2) of this definition was pursuant to a law or rule that has changed at the time of the new violation, a citation to the equivalent current rule or law is sufficient:

(1) The department previously imposed an enforcement remedy for a violation of the same section of law or rule for substantially the same problem following any type of inspection within the preceding (~~(thirty-six)~~) 36 months.

(2) The department previously cited a violation under the same section of law or rule for substantially the same problem following any type of inspection on two occasions within the preceding (~~(thirty-six)~~) 36 months.

"Resident" means any adult (~~(unrelated to the provider who lives)~~) living in the adult family home and who is unrelated to the provider and who (~~(in need of care)~~) receives personal or special care from the adult family home. Except as specified elsewhere in this chapter, for decision-making purposes, the term "resident" includes the resident's surrogate decision maker acting under state law.

"Resident manager" means a person employed or designated by the provider to manage the adult family home and who meets the requirements of this chapter.

"Serious" means violations that either result in one or more negative outcomes and significant actual harm to residents that does not constitute imminent danger, or there is a reasonable predictability of recurring actions, practices, situations, or incidents with potential for causing significant harm to a resident, or both.

"Severity" means the seriousness of a violation as determined by actual or potential negative outcomes for residents and subsequent actual or potential for harm. Outcomes include any negative effect on the resident's physical, mental, or psychosocial well-being (such as safety, quality of life, quality of care).

"Significant change" means:

(1) A lasting change, decline, or improvement in the resident's baseline physical, mental, or psychosocial status;

(2) The change is significant enough so either the current assessment, or negotiated care plan, or both, do not reflect the resident's current status; and

(3) A new assessment may be needed when the resident's condition does not return to baseline within a two week period of time.

"Special care" means care beyond personal care services as defined in this section.

"Staff" means any person who is employed or used by an adult family home, directly or by contract, to provide care and services to any residents.

Staff must meet all the requirements in this chapter and chapter 388-112A WAC.

"Temporary restraining order" means a restraining order or order of protection that expired without a hearing, was dismissed following an initial hearing, or was dismissed by stipulation of the parties before an initial hearing.

"Uncorrected" means the department has cited a violation of WAC or RCW following an inspection and the violation remains uncorrected at the time of a subsequent inspection for the specific purpose of verifying whether such violation has been corrected.

"Unsupervised" means not in the presence of:

(1) Another employee or volunteer from the same business or organization; or

(2) Any relative or guardian of any of the children or individuals with developmental disabilities or vulnerable adults to which the employee, student, or volunteer has access during the course of their employment or involvement with the business or organization.

"Usable floor space" means resident bedroom floor space exclusive of:

(1) Toilet rooms;

(2) Closets;

(3) Lockers;

(4) Wardrobes;

(5) Vestibules; and

(6) The space required for the door to swing if the bedroom door opens into the resident bedroom.

"Vulnerable adult" includes a person:

(1) (~~(Sixty)~~) 60 years of age or older who has the functional, mental, or physical inability to care for themselves; or

(2) (~~(Found incapacitated under chapter 11.88 RCW)~~) Subject to a guardianship under RCW 11.130.265 or adult subject to conservatorship under RCW 11.130.360; or

(3) Who has a developmental disability as defined under RCW 71A.10.020; or

(4) Admitted to any facility; or

(5) Receiving services from home health, hospice, or home care agencies licensed or required to be licensed under chapter 70.127 RCW; or

(6) Receiving services from an individual provider; or

(7) (~~(With a functional disability who lives in their own home, w) Who ((is directing and supervising a paid))~~) self-directs their own care and receives services from a personal aide ((to perform a health care task as authorized by)) under chapter 74.39 RCW((-74.39.050)).

"Water hazard" means any body of water over (~~(twenty-four)~~) 24 inches in depth that can be accessed by a resident, and includes but is not limited to:

(1) In-ground, above-ground, and on-ground pools;

(2) Hot tubs, spas;

(3) Fixed-in-place wading pools;

(4) Decorative water features;

(5) Ponds; or

(6) Natural bodies of water such as streams, lakes, rivers, and oceans.

"Working day" means any day the department is open for business.

[Statutory Authority: RCW 70.128.040 and 70.128.060. WSR 20-05-016, § 388-76-10000, filed 2/6/20, effective 3/8/20. Statutory Authority:

Chapters 70.128 and 74.34 RCW. WSR 18-07-068, § 388-76-10000, filed 3/16/18, effective 4/16/18. Statutory Authority: Chapter 70.128 RCW. WSR 16-20-095, § 388-76-10000, filed 10/4/16, effective 11/4/16; WSR 16-06-004, § 388-76-10000, filed 2/17/16, effective 4/1/16; WSR 15-03-037, § 388-76-10000, filed 1/12/15, effective 2/12/15. Statutory Authority: RCW 74.39A.056 and chapters 74.34, 18.20 RCW. WSR 14-14-028, § 388-76-10000, filed 6/24/14, effective 7/25/14. Statutory Authority: Chapter 70.128 RCW. WSR 12-01-004, § 388-76-10000, filed 12/7/11, effective 1/7/12. Statutory Authority: RCW 70.128.040, chapter 74.39A RCW. WSR 10-16-082, § 388-76-10000, filed 7/30/10, effective 1/1/11. Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-10000, filed 1/15/10, effective 2/15/10; WSR 09-03-029, § 388-76-10000, filed 1/12/09, effective 2/12/09. Statutory Authority: RCW 70.128.040 and chapters 70.128 and 74.34 RCW. WSR 07-21-080, § 388-76-10000, filed 10/16/07, effective 1/1/08.]

NEW SECTION

WAC 388-76-10004 Exemptions. (1) An adult family home may request an exemption to a specific requirement in this chapter. The request must demonstrate to the department that the exemption will:

- (a) Not jeopardize or adversely affect any resident's health, safety, rights, or quality of life;
- (b) Not change the fundamental nature of the adult family home operations;
- (c) Correct deficiencies, prevent deficiencies, or upgrade the home in order to better serve residents;
- (d) Allow the home to provide a comparable level of service to residents through the use of alternative procedures, materials, or equipment; and
- (e) Not violate state or federal laws.

(2) A request for exemption must be submitted to the director of residential care services in writing and must:

- (a) Identify the specific section of this chapter for which the exemption is sought;
 - (b) State the reason the requested exemption is needed; and
 - (c) Provide an explanation of how the home will meet the requirements in subsection (1) of this section if the exemption is approved.
- (3) The adult family home must retain in the adult family home a copy of each approved exemption.

(4) Exemption to a requirement of this chapter may be granted at the sole discretion of the director of residential care services after evaluation of the criteria in subsection (1) of this section. The adult family home is not entitled to an administrative appeal of the department's denial of a request for an exemption.

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AMENDATORY SECTION (Amending WSR 10-03-064, filed 1/15/10, effective 2/15/10)

WAC 388-76-10030 ((License)) Adult family home capacity. (1)
 ((The adult family home capacity includes:

- ~~(a) The number of residents which is the resident capacity; plus~~
~~(b) The number of related children or adults in the home who receive personal or special care services.~~
~~(2))~~ In determining the home's (~~resident~~) licensed capacity, the department must consider the:
- (a) Structural design of the house;
 - (b) Number and accessibility of bathrooms;
 - (c) Number and qualifications of staff;
 - (d) Total number of people living in the home who require personal or special care, including:
 - (i) Related children and adults; and
 - (ii) Other household members;
 - (e) The number of people for whom the home provides adult day care; and
 - (f) The ability for the home to safely evacuate all people living in the home.
- ~~((3))~~ (2) The (~~resident~~) licensed capacity number will be listed on the adult family home license and the home must ensure that the number of residents in the home does not exceed the (~~resident~~) licensed capacity.
- ~~((4))~~ (3) The adult family home (~~resident~~) licensed capacity may be adjusted due to changes to the household mix or structure(~~-~~), including the number of others receiving personal or special care in the home.

[Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-10030, filed 1/15/10, effective 2/15/10. Statutory Authority: RCW 70.128.040 and chapters 70.128 and 74.34 RCW. WSR 07-21-080, § 388-76-10030, filed 10/16/07, effective 1/1/08.]

NEW SECTION

- WAC 388-76-10031 License requirements-Seven or eight bed adult family homes-Licensure.** (1) An adult family home submitting an application to increase the licensed capacity of a currently licensed adult family home to seven or eight residents must:
- (a) Be able to demonstrate to the department the applicant's history of financial solvency and successful management experience as an adult family home provider;
 - (b) Maintain the initial license for the adult family home identified on the capacity increase application for a period of no less than 24 months prior to application;
 - (c) Maintain a licensed capacity for six residents for at least the 12 months immediately prior to application;
 - (d) Receive at least two full inspections prior to application, with no enforcement action taken against the home during the time period starting with the older of the two most recent inspections and ending at the time the capacity increase is approved; and
 - (e) Demonstrate to the department the ability to comply with the emergency evacuation standards in WAC 388-76-10865.
- (2) The adult family home must provide the following items to the department with the application:
- (a) Documentation verifying the installation of an automatic sprinkler system that meets the requirements of chapter 51-54A WAC;

(b) Any outstanding fees associated with licensure or additional inspections;

(c) A written plan to mitigate the potential impact of vehicular traffic related to the increased capacity; and

(d) An attestation signed by the provider that states an increase in the number of beds will not adversely affect the provider's ability to meet the health, safety, rights, or quality of life needs of the current and prospective residents in the home.

(3) At the time of application for a license capacity increase to seven or eight residents, the adult family home must provide a written notice to all residents and the residents' representatives that the home has applied for a license capacity increase. This notice must:

(a) Be provided at least 60 days prior to admitting a seventh or eighth resident;

(b) Be written in a manner or language that is understood by the residents and the residents' representatives;

(c) Inform residents and resident representatives that the department will consider their comments regarding the quality of care and quality of life offered by the home and their views regarding the addition of one or two more residents; and

(d) Provide contact information for the regional residential care services licensing office where the resident or their representative can share their comments.

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NEW SECTION

WAC 388-76-10032 License requirements-Seven or eight bed adult family homes-Change of ownership. An applicant submitting an application for a change of ownership of an adult family home with a licensed capacity of seven or eight residents must be a currently licensed adult family home provider that has held that license for a period of no less than 24 months; and

(1) Maintain a license for six or more residents in their currently licensed home for at least the 12 months immediately prior to application; and

(2) Receive at least two full inspections prior to application, with no enforcement action taken against the home during the time period starting with the older of the two most recent inspections and ending at the time the capacity increase is approved.

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AMENDATORY SECTION (Amending WSR 10-03-064, filed 1/15/10, effective 2/15/10)

WAC 388-76-10055 Application—Generally. The applicant must send a((#)) completed application to the department for any of the following actions:

(1) ((A)) To receive an initial adult family home license;

- (2) ~~((A))~~ To change ((ef)) ownership of the adult family home;
~~((ef))~~
- (3) ~~((A))~~ To change ((ef)) the ((adult family home)) location or address((-)) of the adult family home; or
- (4) To increase the licensed capacity of the adult family home.

[Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-10055, filed 1/15/10, effective 2/15/10. Statutory Authority: RCW 70.128.040 and chapters 70.128 and 74.34 RCW. WSR 07-21-080, § 388-76-10055, filed 10/16/07, effective 1/1/08.]

AMENDATORY SECTION (Amending WSR 14-14-028, filed 6/24/14, effective 7/25/14)

WAC 388-76-10175 Background checks—Employment—Conditional hire—Pending results of Washington state name and date of birth background check. An adult family home may conditionally employ a person directly or by contract, pending the result of a Washington state name and date of birth background check, provided the home:

- (1) Submits the Washington state name and date of birth background check no later than one (~~(business))~~ working day after conditional employment;
- (2) Requires the individual to sign a disclosure statement and the individual denies having a disqualifying criminal conviction or pending charge for a disqualifying crime under chapter 388-113 WAC, or a negative action that is listed in WAC 388-76-10180;
- (3) Does not allow the individual to have unsupervised access to any resident;
- (4) Ensures direct supervision, as defined in WAC 388-76-10000, of the individual; and
- (5) Ensures the individual is competent and receives the necessary training to perform assigned tasks and meets the staff training requirements under chapter 388-112A WAC.

[Statutory Authority: RCW 74.39A.056 and chapters 74.34, 18.20 RCW. WSR 14-14-028, § 388-76-10175, filed 6/24/14, effective 7/25/14. Statutory Authority: RCW 70.128.040. WSR 12-16-087, § 388-76-10175, filed 7/31/12, effective 8/31/12. Statutory Authority: RCW 70.128.040, chapter 74.39A RCW. WSR 10-16-082, § 388-76-10175, filed 7/30/10, effective 1/1/11. Statutory Authority: RCW 70.128.040 and chapters 70.128 and 74.34 RCW. WSR 07-21-080, § 388-76-10175, filed 10/16/07, effective 1/1/08.]

AMENDATORY SECTION (Amending WSR 10-03-064, filed 1/15/10, effective 2/15/10)

WAC 388-76-10191 Liability insurance required. The adult family home must:

- (1) Obtain (~~(liability insurance upon licensure and maintain the insurance as required in WAC 388-76-10192 and 388-76-10193))~~ and maintain both:(;-and)

(a) Commercial general liability insurance or business liability insurance covering the adult family home; and

(b) Professional liability insurance or errors and omissions insurance covering the adult family home.

(2) Obtain the liability insurance required in subsection (1) of this section before whichever of the following events happens first:

(a) Admitting the first resident after issuance of a new adult family home license; or

(b) 10 working days have passed since the issuance of the license.

(3) Have evidence of liability insurance coverage available if requested by the department.

(4) Notify the department's complaint resolution unit if there is any lapse in required liability insurance coverage.

[Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-10191, filed 1/15/10, effective 2/15/10.]

AMENDATORY SECTION (Amending WSR 10-03-064, filed 1/15/10, effective 2/15/10)

WAC 388-76-10192 Liability insurance required—(~~Commercial general liability insurance or business liability insurance coverage~~)

Coverage requirements. (1) The (~~adult family home must have commercial general liability insurance or business~~) liability insurance coverage required under WAC 388-76-10191 must (~~that~~) (~~includes~~) include:

(~~(1) Coverage for the acts~~) (a) Losses or allegations or both caused by errors and omissions of (~~any~~) the adult family home or its (~~employee~~) employees (~~and~~) or (~~volunteer~~) volunteers;

(~~(2)~~) (b) Coverage for bodily injury, property damage, and contractual liability; and

(~~(3)~~) (c) Coverage for premises, operations, (~~independent contractors~~) products-completed operations, personal injury, advertising injury, and liability assumed under an insured contract. (~~and~~)

(~~(4)~~) (2) Each of the required liability insurance policies must cover a minimum (~~limits~~) limit of:

(a) Each occurrence at (~~five hundred thousand dollars~~) \$500,000; and

(b) General aggregate at (~~one million dollars~~) \$1,000,000.

(3) The liability insurance policies must indemnify, hold harmless, and provide insurance coverage for the State of Washington, the department, its elected and appointed officials, agents, and employees of the state for any and all claims, losses, liability, damages, or fines arising out of the acts or omissions of the adult family home licensee, its staff, contractors, and residents. The State of Washington, the department, its elected and appointed officials, agents, and employees must be listed as additional insureds on all insurance policies relating to the operation or premises of the adult family home.

(4) If the home serves residents whose care is paid for by Medicaid, the Medicaid contract may require a higher minimum insurance limit.

[Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-10192, filed 1/15/10, effective 2/15/10.]

AMENDATORY SECTION (Amending WSR 07-21-080, filed 10/16/07, effective 1/1/08)

WAC 388-76-10780 Toilets and bathing facilities. (1) ~~((The))~~ All adult family homes must ensure the home has toilets and bathing facilities that provide each resident with privacy and include at least:

(a) One indoor flush toilet for each five persons including residents and household members in the home; and

(b) Sinks with hot and cold running water.

(2) Homes licensed after July 1, 2007, must also ensure each resident has access to a toilet, ~~((shower or tub))~~ and bathing facilities without going through another ~~((resident's))~~ person's room.

(3) Homes licensed after August 1, 2023, that have a licensed capacity of more than five residents must have at least two indoor flush toilets available and accessible for resident use without requiring any resident to go through another person's room.

[Statutory Authority: RCW 70.128.040 and chapters 70.128 and 74.34 RCW. WSR 07-21-080, § 388-76-10780, filed 10/16/07, effective 1/1/08.]

AMENDATORY SECTION (Amending WSR 10-03-064, filed 1/15/10, effective 2/15/10)

WAC 388-76-11050 Management agreements—General. (1) As used in WAC 388-76-11050 through 388-76-11070, the term "manager" means the individual or entity providing management services under a management agreement. It does not mean a resident manager.

(2) The requirements contained in WAC 388-76-11050 through 388-76-11070 apply to management agreements and not the temporary management program described in RCW 70.128.163.

~~((1))~~ (3) If the adult family home ~~((uses))~~ contracts with a manager, the adult family home must have a written management agreement ~~((approved by the department))~~ that is consistent with chapter 388-76 WAC requirements.

~~((2))~~ (4) The adult family home must notify the department of its use of a manager when:

(a) Entering into a management agreement following initial ~~((application))~~ licensure;

(b) Changing managers; or

(c) Modifying an existing management agreement.

~~((3))~~ (5) An applicant must notify the department of its use of a manager when:

(a) Applying for an adult family home license; or

(b) Entering into a management agreement prior to licensure.

~~((4))~~ (6) The adult family home must submit the written management agreement, including an organizational chart which shows the relationship between the adult family home, ~~((management company))~~ man-

ager, and all related entities, including ~~((management))~~ manager staff.

(7) The adult family home must submit a management agreement attestation form signed and dated by the home and the manager to demonstrate that both understand and agree to comply with the requirements of chapter 388-76 WAC.

~~((5))~~ (8) The written management agreement must be submitted to the department:

(a) With the initial license, change of ownership, or change of location applications; and

(b) ~~((Sixty))~~ 60 days prior to the proposed change of ownership date or the effective date of the management agreement.

~~((6))~~ (9) The adult family home must submit any amendment to an existing management agreement to the department ~~((thirty))~~ 30 days before the amendment takes effect.

~~((7))~~ (10) The adult family home must notify current residents and their representatives ~~((sixty))~~ 60 days before ~~((entering into a))~~ the effective date of the management agreement.

[Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-11050, filed 1/15/10, effective 2/15/10.]

AMENDATORY SECTION (Amending WSR 10-03-064, filed 1/15/10, effective 2/15/10)

WAC 388-76-11055 Management agreements—Adult family home. (1)

The adult family home is responsible for:

(a) The daily operations and provision of care and services to residents;

(b) Compliance with all applicable laws and rules;

(c) Ensuring the manager complies with the ~~((department approved))~~ management agreement; and

(d) Ensuring the manager does not represent itself as, or give the appearance that it is the provider.

(2) The adult family home ~~((must))~~ may not give the manager responsibilities that are so extensive the adult family home is relieved of responsibility for the daily operations and provision of care and services to residents. If the adult family home relinquishes responsibility for daily operation and provision of care and services to residents, the department will determine that a change of ownership has occurred. If the department determines a change of ownership has occurred, then the department may take licensing action.

(3) The adult family home and manager must act in accordance with the terms of the department approved management agreement. If the department determines they are not, then the department may take licensing action.

(4) The adult family home may enter into a management agreement only if the management agreement creates a principal/agent relationship between the adult family home and manager.

[Statutory Authority: RCW 70.128.040. WSR 10-03-064, § 388-76-11055, filed 1/15/10, effective 2/15/10.]

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-76-10193 Liability insurance required—
Professional liability insurance
coverage.

WSR 23-13-003
PERMANENT RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Filed June 7, 2023, 4:35 p.m., effective July 8, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Revise the adoption-by-reference dates in commission WAC to reflect the current version(s) of adopted materials and make other minor administrative updates and corrections.

Citation of Rules Affected by this Order: Amending WAC 480-14-999, 480-15-999, 480-30-999, 480-31-999, 480-62-999, 480-70-999, 480-75-999, 480-90-999, 480-93-999, 480-100-999, 480-108-999, 480-120-999, 480-123-020, 480-123-060, 480-123-070, 480-123-110, 480-123-130, and 480-123-999.

Statutory Authority for Adoption: RCW 80.10.040, 80.04.160, 81.04.160, and 34.05.353.

Adopted under notice filed as WSR 23-08-083 on April 5, 2023.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 14, 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 5, 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: June 7, 2023.

Amanda Maxwell
Executive Director and Secretary

OTS-4484.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-14-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publication, effective dates, references within this chapter, and availability of the resource is within Title 49 Code of Federal Regulations (C.F.R.), including all appendices and amendments is published by the United States Government Printing Office.

(1) The commission adopts the version in effect on December 31, ((2021)) 2022, for 49 C.F.R. Parts 171, 172 and 173.

(2) This publication is referenced in WAC 480-14-250 (Insurance requirements).

(3) Copies of Title 49 C.F.R. are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-14-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-14-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-14-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-14-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-14-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-14-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-14-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-14-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-14-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-14-999, filed 2/15/12, effective 3/17/12. Statutory Authority: RCW 80.01.040 and 81.04.160. WSR 09-22-057 (Order R-555, Docket TV-090400), § 480-14-999, filed 10/30/09, effective 11/30/09. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-14-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-14-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-14-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-14-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-14-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-14-999, filed 9/28/01, effective 10/29/01.]

OTS-4485.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-15-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **North American Standard Out-of-Service Criteria** (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) This publication is referenced in WAC 480-15-560 (Equipment safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, (~~2021~~) 2022.

(b) This publication is referenced in WAC 480-15-560 (Equipment safety requirements) and WAC 480-15-570 (Driver safety requirements).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-15-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-15-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-15-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-15-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-15-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-15-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-15-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-15-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-15-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-15-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-15-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-15-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-15-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-15-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-15-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-15-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-15-999, filed 9/28/01, effective 10/29/01.]

OTS-4486.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-30-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **North American Standard Out-of-Service Criteria** (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) This publication is referenced in WAC 480-30-221 (Vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-30-221 (Vehicle and driver safety requirements) and WAC 480-30-226 (Intrastate medical waivers).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-30-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-30-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-30-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-30-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-30-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-30-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-30-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-30-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-30-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-30-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-30-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-30-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 81.04.160, 81.12.050, 81.68.030, and 81.70.270. WSR 06-13-006 (General Order No. R-533, Docket No. TC-020497), § 480-30-999, filed 6/8/06, effective 7/9/06. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160 and 34.05.353. WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-30-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-30-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-30-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-30-999, filed 9/28/01, effective 10/29/01.]

OTS-4487.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-31-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **North American Standard Out-of-Service Criteria** (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) This publication is referenced in WAC 480-31-120 (Equipment—Inspection—Ordered for repairs).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-31-100 (Equipment—Safety), WAC 480-31-120 (Equipment—Inspection—Ordered for repairs), and WAC 480-31-130 (Operation of motor vehicles).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-31-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-31-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-31-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-31-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-31-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-31-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-31-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-31-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-31-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-31-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-31-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-31-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 81.04.160 and 34.05.353. WSR 06-11-013 (Docket T-051915, General Order No. R-532), § 480-31-999, filed 5/4/06, effective 6/4/06. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160 and 34.05.353. WSR 05-21-022, § 480-31-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-31-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-31-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket

No. A-010827, General Order No. R-491), § 480-31-999, filed 9/28/01, effective 10/29/01.]

OTS-4488.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-62-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-62-160 (Compliance policy), WAC 480-62-200 (Roadway worker safety and operating rules and statutes), WAC 480-62-205 (Track safety standards), WAC 480-62-210 (Crossing signal circuitry), WAC 480-62-215 (Hazardous materials regulations), WAC 480-62-235 (Flaggers), WAC 480-62-240 (Railroad owned or operated passenger carrying vehicles—Equipment), WAC 480-62-278 (Contract crew transportation vehicle and driver safety requirements), and WAC 480-62-293 (Contract crew transportation enforcement).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

(2) **Manual on Uniform Traffic Control Devices**, cited as Manual on Uniform Traffic Control Devices, or MUTCD, is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-62-230 (Traffic control devices), WAC 480-62-235 (Flaggers), and WAC 480-62-245 (Railroad owned or operated passenger carrying vehicles—Operation).

(c) Copies of the MUTCD are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

(3) **ANSI/ISEA Z308.1 - ((2015)) 2021 American National Standard for Minimum Requirements for Workplace First Aid Kits** is published by the American National Standards Institute.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-62-240 (Passenger carrying vehicles—Equipment).

(c) Copies of ANSI/ISEA Z308.1 - ((2015)) 2021 American National Standard for Minimum Requirements for Workplace First Aid Kits and Supplies are available from ((IHS Global Engineering Documents in Englewood, Colorado)) American National Standards Institute.

(4) **ANSI/ISEA 207-2011 - American National Standard for High-Visibility Public Safety Vests** is published by the American National Standards Institute.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-62-235 (Flaggers).

(c) Copies of ANSI/ISEA 207-2011 - American National Standard for High-Visibility Public Safety Vests are available from ((IHS Global Engineering Documents in Englewood, Colorado)) American National Standards Institute.

(5) **North American Standard Out-of-Service Criteria** (OOSC) is published by the *Commercial Vehicle Safety Alliance* (CVSA).

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) This publication is referenced in WAC 480-62-278 (Contract crew transportation vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-62-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-62-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-62-999, filed 7/3/19, effective 8/3/19. Statutory Authority: RCW 80.01.040, 81.04.160, and 81.61.050. WSR 18-10-001 (Docket TR-170780, General Order R-591), § 480-62-999, filed 4/18/18, effective 5/19/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-62-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-62-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-62-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-62-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-62-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-62-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-62-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-62-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-62-999, filed 12/23/08, effective 1/23/09; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-62-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-62-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-62-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 81.04.160, 81.24.010, 81.28.010, 81.28.290, 81.40.110, 81.44.010, 81.44.020, 81.44.101-81.44.105, and chapters 81.48, 81.53, 81.54, 81.60, and 81.61 RCW. WSR 01-04-026 (Docket No. TR-981102, General Order No. R-477), § 480-62-999, filed 1/30/01, effective 3/2/01.]

OTS-4489.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-70-999 Adoption by reference. In this chapter, the commission adopts by reference all, or portions of, regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **The North American Standard Out-of-Service Criteria** is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) This publication is referenced in WAC 480-70-201 (Vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 40 Code of Federal Regulations**, cited as 40 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-70-041 (Definitions, general).

(c) Copies of Title 40 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

(3) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-70-201 (Vehicle and driver safety requirements), WAC 480-70-431 (Biomedical waste, adoption of federal regulations), and WAC 480-70-486 (Hazardous waste, adoption of federal regulations).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-70-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-70-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-70-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-70-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-70-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-70-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-70-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-70-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-70-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-70-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-70-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-70-999, filed 12/23/08, effective 1/23/09; WSR

06-17-087 (Docket A-060475, General Order No. R-537), § 480-70-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-70-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-70-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-70-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-70-999, filed 9/28/01, effective 10/29/01. Statutory Authority: RCW 81.04.160, 81.77.030 and 80.01.040. WSR 01-08-012 (Docket No. TG-990161, General Order No. R-479), § 480-70-999, filed 3/23/01, effective 4/23/01.]

OTS-4490.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-75-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., Parts 190.221, 190.223, 195, 196, 198, and 199 including all appendices and amendments except for 49 C.F.R. Sections 195.0, 195.1, 199.1, 199.2, and 196.1 published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-75-100 (Definitions), WAC 480-75-370 (Design factor (*F*) for steel pipe), WAC 480-75-250 (Civil penalty for violation of chapter 81.88 RCW), WAC 480-75-650 (Annual reports), and WAC 480-75-660 (Procedural manual for operations, maintenance, and emergencies).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>.

(2) **The American Society of Mechanical Engineers** (ASME) B31.4, 2006 edition, October 20, 2006.

(a) This publication is referenced in WAC 480-75-350 (Design specifications for new pipeline projects), WAC 480-75-440 (Pipeline repairs), and WAC 480-75-450 (Construction specifications).

(b) Copies of ASME B31.4 are available from ASME, <https://www.asme.org/codes/>. It is also available for inspection at the commission.

(3) The 2007 edition, July 2007, of **Section IX of the ASME Boiler and Pressure Vessel Code**.

(a) This publication is referenced in WAC 480-75-430 (Welding procedures).

(b) Copies of the 2007 edition, of *Section IX of the ASME Boiler and Pressure Vessel Code* are available from ASME, <https://www.asme.org/codes/>. It is also available for inspection at the commission.

(4) The commission adopts **American Petroleum Institute (API) standard 1104** (20th edition 2005, including errata/addendum July 2007 and errata 2 (December 2008)).

(a) This publication is referenced in WAC 480-75-430 (Welding procedures) and WAC 480-75-460 (Welding inspection requirements).

(b) Copies of API standard 1104 (20th edition 2005, including errata/addendum July 2007 and errata December 2008) are available from the Office of API Publishing Services, <https://www.api.org/>. It is also available for inspection at the commission.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-75-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-75-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-75-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-75-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-75-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-75-999, filed 2/9/16, effective 3/11/16; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-75-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-75-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-75-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-75-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-75-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-75-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 80.04.060, 81.88.040. WSR 08-12-045 (Docket PL-070974, General Order R-548), § 480-75-999, filed 5/30/08, effective 6/30/08. Statutory Authority: RCW 80.01.040, 80.04.160, 80.28.210, 81.04.160, 81.88.020, and 34.05.353. WSR 06-14-052 (Docket A-060464, General Order No. R-535), § 480-75-999, filed 6/28/06, effective 7/29/06. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160 and 34.05.353. WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-75-999, filed 10/10/05, effective 11/10/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-75-999, filed 12/22/03, effective 1/22/04. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 02-18-032 (Docket No. TO-000712, General Order No. R-500), § 480-75-999, filed 8/26/02, 9/26/02. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-75-999, filed 9/28/01, effective 10/29/01.]

OTS-4491.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-90-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the com-

mission library. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) **Title 18 Code of Federal Regulations**, cited as 18 C.F.R., including all appendices and amendments is published by the United States Government Publishing Office.

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) The accounting and reporting for the types of transactions and events covered by the amendment should not be construed as indicative of their treatment by this commission for ratemaking purposes.

(c) This publication is referenced in WAC 480-90-203 (Accounting system requirements), WAC 480-90-244 (Transferring cash or assuming obligations), WAC 480-90-252 (Federal Energy Regulatory Commission (FERC) Form No. 2), and WAC 480-90-268 (Essential utilities services contracts report).

(d) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government Publishing Office in Washington, D.C., or online at <https://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

(2) The **Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-90-228 (Retention and preservation of records and reports).

(c) The *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities* is a copyrighted document. Copies are available from NARUC, in Washington, D.C. or at NARUC publications store online: <https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records>. It is also available for inspection at the commission branch of the state library.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-90-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-90-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-90-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-90-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-90-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-90-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-90-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-90-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-90-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-90-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-90-999, filed 1/25/11, effective 2/25/11; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-90-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-90-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-90-999, filed 10/10/05, effective 11/10/05; WSR 05-06-051 (Docket No. A-021178 and TO-030288, General Order No. R-518), § 480-90-999, filed 2/28/05, effective 3/31/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), §

480-90-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-90-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 01-11-003 (Docket No. UG-990294, General Order No. R-484), § 480-90-999, filed 5/3/01, effective 6/3/01.]

OTS-4492.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-93-999 Adoption by reference. In this chapter, the commission adopts by reference each of the regulations and/or standards identified below. Each regulation or standard is listed by publication, publisher, scope of what the commission is adopting, effective date of the regulation or standard, the place within the commission's rules the regulation or standard is referenced, and where to obtain the regulation or standard.

(1) Parts 190.221, 190.223, 191, 192, 193, 196, 198, and 199 of Title 49 Code of Federal Regulations, including all appendices and amendments thereto as published by the United States Government Printing Office.

(a) The commission adopts the version of the above regulations that were in effect on December 31, (~~(2021)~~) 2022, except the following sections are not adopted by reference: 191.1, 192.1(a), 193.2001(a), 196.1, 198.1, 199.1. In addition, please note that in WAC 480-93-013, the commission includes "new construction" in the definition of "covered task," as defined in 49 C.F.R. Sec. 192.801 (b)(2).

(b) This publication is referenced in WAC 480-93-005 (Definitions), WAC 480-93-015 (Odorization of gas), WAC 480-93-018 (Records), WAC 480-93-080 (Welder and plastic joiner identification and qualification), WAC 480-93-100 (Valves), WAC 480-93-110 (Corrosion control), WAC 480-93-124 (Pipeline markers), WAC 480-93-160 (Reporting requirements of proposed construction), WAC 480-93-170 (Tests and reports for gas pipelines), WAC 480-93-180 (Plans and procedures), WAC 480-93-223 (Civil penalty for violation of chapter 81.88 RCW and commission gas safety rules), and WAC 480-93-18601 (Leak classification and action criteria—Grade—Definition—Priority of leak repair).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>. It is also available for inspection at the commission.

(2) Section IX of the American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code.

(a) The commission adopts the 2007 edition, July 1, 2007, of Section IX of the ASME Boiler and Pressure Vessel Code.

(b) This publication is referenced in WAC 480-93-080.

(c) Copies of Section IX of the ASME Boiler and Pressure Vessel Code (2007 edition, including addenda through July 1, 2005) are available from ASME, <https://www.asme.org/codes/>. It is also available for inspection at the commission.

(3) The American Petroleum Institute (API) standard 1104 (20th edition October 2005, including errata/addendum July 2007 and errata 2 (2008)).

(a) The commission adopts the 20th edition 2005, including errata/addendum July 2007 and errata 2 (2008) of this standard.

(b) This standard is referenced in WAC 480-93-080.

(c) Copies of API standard 1104 (20th edition 2005, including errata/addendum July 2007 and errata December 2008) are available from the Office of API Publishing Services, <https://www.api.org/>. It is also available for inspection at the commission.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-93-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-93-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-93-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-93-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-93-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-93-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-93-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-93-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-93-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-93-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-93-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-93-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-93-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 80.04.060 and 81.88.040. WSR 08-12-046 (Docket PG-070975, General Order R-549), § 480-93-999, filed 5/30/08, effective 6/30/08. Statutory Authority: RCW 80.01.040, 80.04.160, 80.28.210, 81.04.160, 81.88.020, and 34.05.353. WSR 06-14-052 (Docket A-060464, General Order No. R-535), § 480-93-999, filed 6/28/06, effective 7/29/06. Statutory Authority: RCW 80.04.160, 80.28.210, and 80.01.040. WSR 05-10-055 (Docket No. UG-011073, General Order No. R-520), § 480-93-999, filed 5/2/05, effective 6/2/05. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.310. WSR 01-20-061 (Docket No. A-010827, General Order No. R-491), § 480-93-999, filed 9/28/01, effective 10/29/01.]

OTS-4493.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-100-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) **Title 18 Code of Federal Regulations**, cited as 18 C.F.R., including all appendices and amendments is published by the United States Government Publishing Office.

(a) The commission adopts the version in effect on April 1, ((2022)) 2023.

(b) The accounting and reporting for the types of transactions and events covered by the amendment should not be construed as indicative of their treatment by this commission for ratemaking purposes.

(c) This publication is referenced in WAC 480-100-203 (Accounting system requirements), WAC 480-100-244 (Transferring cash or assuming obligations), WAC 480-100-252 (Federal Energy Regulatory Commission (FERC) Form No. 1), and WAC 480-100-268 (Essential utilities services contracts report).

(d) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government Publishing Office in Washington D.C., or online at <https://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission library.

(2) The **Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-100-228 (Retention and preservation of records and reports).

(c) The *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities* is a copyrighted document. Copies are available from NARUC in Washington, D.C. or at NARUC publications store online: <https://maxxwww.naruc.org/forms/store/ProductFormPublic/regulations-to-govern-the-preservation-of-records>. It is also available for inspection at the commission branch of the state library.

(3) The **National Electrical Code** is published by the National Fire Protection Association (NFPA).

(a) The commission adopts the edition effective in 2017, including errata 70-17-1 published September 29, 2016, errata 70-17-2 published December 16, 2016, 70-17-3 published January 11, 2017, 70-17-4 published March 13, 2017, errata 70-21-1 published October 10, 2019, errata 70-20-2 published December 23, 2019, and errata 70-20-3 published March 10, 2020.

(b) This publication is referenced in WAC 480-100-163 (Service entrance facilities).

(c) The National Electrical Code is a copyrighted document. Copies are available from the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169, or at internet address <https://www.nfpa.org/>.

(4) The **American National Standard for Electric Meters: Code for Electricity Metering**, ANSI C12.1 is published by the American National Standards Institute.

(a) The commission adopts the version published in 2016.

(b) This publication is referenced in WAC 480-100-318 (Meter readings, multipliers, and test constants), WAC 480-100-338 (Accuracy requirements for electric meters), and WAC 480-100-343 (Statement of meter test procedures).

(c) The ANSI C12.1 is a copyrighted document. ANSI C12.1 - 2016 is available at American National Standards Institute website <https://webstore.ansi.org/> (PDF) or at IHS Standards Store website <https://global.ihs.com/> (PDF and print).

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-100-999, filed 7/19/22, effective

8/19/22; WSR 21-13-130, § 480-100-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-100-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-100-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-100-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-100-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-100-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-100-999, filed 2/5/14, effective 3/8/14; WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-100-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-100-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-100-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-100-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-100-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-100-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-100-999, filed 10/10/05, effective 11/10/05; WSR 05-06-051 (Docket No. A-021178 and TO-030288, General Order No. R-518), § 480-100-999, filed 2/28/05, effective 3/31/05; WSR 04-01-152 (General Order No. R-511, Docket No. A-030852), § 480-100-999, filed 12/22/03, effective 1/22/04; WSR 02-18-033 (Docket No. A-020379, General Order No. R-501), § 480-100-999, filed 8/26/02, effective 9/26/02. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 01-11-004 (Docket No. UE-990473, General Order No. R-482), § 480-100-999, filed 5/3/01, effective 6/3/01.]

OTS-4494.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-108-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) The National Electrical Code is published by the National Fire Protection Association (NFPA).

(a) The commission adopts the edition effective ((2020)) 2023, including errata ((70-20-1)) 70-23-1 published ((October 10, 2019,)) September 1, 2022, and errata ((70-20-2)) 70-23-2 published ((December 23, 2019, errata 70-20-3 published March 10, 2020, errata 70-20-04 published August 24, 2021, and errata on NEC Handbook published February 6, 2020)) September 15, 2022.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) The National Electrical Code is a copyrighted document. Copies are available from the NFPA at 1 Batterymarch Park, Quincy, Massachusetts, 02169 or at internet address <https://www.nfpa.org/>.

(2) National Electrical Safety Code (NESC).

(a) The commission adopts the ((2017)) 2023 edition.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of the National Electrical Safety Code are available from the Institute of Electrical and Electronics Engineers at <https://standards.ieee.org/nesc>.

(3) Institute of Electrical and Electronics Engineers (IEEE) Standard 1547-2018, Standard for Interconnection and Interoperability of Distributed Energy Resources with Associated Electric Power Systems Interfaces.

(a) The commission adopts the version published April 6, 2018.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 1547 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(4) Institute of Electrical and Electronics Engineers (IEEE) Standard C37.90, IEEE Standard for Relays and Relay Systems Associated with Electric Power Apparatus.

(a) The commission adopts the version published January 31, 2006, and reaffirmed in 2011.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard C37.90 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(5) Institute of Electrical and Electronics Engineers (IEEE) Standard 519, ((~~Recommended Practices and Requirements~~)) Standard for Harmonic Control in Electrical Power Systems.

(a) The commission adopts the version published ((~~June 11, 2014~~)) May 8, 2022.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 519 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(6) Institute of Electrical and Electronics Engineers (IEEE) Standard 141, Recommended Practice for Electric Power Distribution for Industrial Plants.

(a) The commission adopts the version published April 29, 1994, and reaffirmed in 1999.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 141 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(7) Institute of Electrical and Electronics Engineers (IEEE) Standard 142, Recommended Practice for Grounding of Industrial and Commercial Power Systems.

(a) The commission adopts the version published in 2007.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 142 are available from the Institute of Electrical and Electronics Engineers at <https://www.ieee.org>.

(8) Underwriters Laboratories (UL), including UL Standard 1741, Inverters, Converters, Controllers and Interconnection Systems Equipment for Use with Distributed Energy Resources.

(a) The commission adopts the version published ((~~January 28, 2010~~)) September 28, 2021.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) UL Standard 1741 is available from Underwriters Laboratory at <https://www.ul.com>.

(9) Occupational Safety and Health Administration (OSHA) Standard at 29 C.F.R. 1910.269.

(a) The commission adopts the version published on February 18, 2020, effective February 18, 2020.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of Title 29 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-108-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-108-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-108-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-108-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-108-999, filed 7/13/17, effective 8/13/17; WSR 16-05-035 (Docket A-151884, General Order R-585), § 480-108-999, filed 2/9/16, effective 3/11/16; WSR 15-06-048 (Docket A-143302, General Order R-579), § 480-108-999, filed 3/2/15, effective 4/2/15; WSR 14-05-001 (Docket A-131761, General Order R-574), § 480-108-999, filed 2/5/14, effective 3/8/14. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 13-15-089 (Docket UE-112133, General Order R-571), § 480-108-999, filed 7/18/13, effective 8/18/13. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-108-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-108-999, filed 2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-108-999, filed 1/25/11, effective 2/25/11; WSR 10-03-044 (Docket A-091124, General Order R-557), § 480-108-999, filed 1/14/10, effective 2/14/10; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-108-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 07-20-059 (Docket UE-060649, General Order 545), § 480-108-999, filed 9/27/07, effective 10/28/07; WSR 06-07-017 (Docket No. UE-051106, General Order No. R-528), § 480-108-999, filed 3/6/06, effective 4/6/06.]

OTS-4495.1

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-120-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **American National Standards for Telecommunications** - "*Network Performance Parameters for Dedicated Digital Services for Rates Up To*

and Including DS3 - Specifications" (ATIS 0100510) is published by the American National Standards Institute (ANSI).

(a) The commission adopts the version in effect on December 29, 1999, and reaffirmed 2013.

(b) This publication is referenced in WAC 480-120-401 (Network performance standards).

(c) The American National Standards for Telecommunications "Network Performance Parameters for Dedicated Digital Services for Rates Up To and Including DS3 - Specifications" is a copyrighted document. Copies are available from ANSI in Washington, D.C. and from various third-party vendors.

(2) **The Institute of Electrical And Electronic Engineers (IEEE) Standard Telephone Loop Performance Characteristics** (~~((ANSI/))~~ IEEE Std 820-2005) is published by ~~((the ANSI and))~~ the IEEE.

(a) The commission adopts the version in effect as published in 2005, and reaffirmed in 2010.

(b) This publication is referenced in WAC 480-120-401 (Network performance standards).

(c) *The IEEE Standard Telephone Loop Performance Characteristics* is a copyrighted document. Copies are available from ANSI and IEEE in Washington, D.C. and from various third-party vendors.

(3) **The National Electrical Safety Code** is published by the IEEE.

(a) The commission adopts the ~~((2017))~~ 2023 edition.

(b) This publication is referenced in WAC 480-120-402 (Safety).

(c) *The National Electrical Safety Code* is a copyrighted document. Copies are available from IEEE in Washington, D.C. and from various third-party vendors.

(4) **Title 47 Code of Federal Regulations**, cited as 47 C.F.R., is published by the United States Government Printing Office.

(a) For this publication as referenced in WAC 480-120-359 (Accounting requirements for companies not classified as competitive) and WAC 480-120-349 (Retaining and preserving records and reports), the commission adopts the version of the relevant sections in effect on December 31, 2021.

(b) For this publication as referenced in WAC 480-120-202 (Customer proprietary network information), WAC 480-120-146 (Changing service providers from one local exchange company to another), and any other reference in chapter 480-120 WAC, the commission adopts the version of the relevant sections in effect on December 31, ~~((2021))~~ 2022.

(c) The ~~((2021))~~ 2022 version of C.F.R. Title 47 is available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-120-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-120-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-120-999, filed 7/3/19, effective 8/3/19; WSR 18-13-106, § 480-120-999, filed 6/19/18, effective 7/20/18. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-120-999, filed 7/13/17, effective 8/13/17. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-120-999, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-120-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-120-999, filed

2/15/12, effective 3/17/12; WSR 11-04-041 (Docket A-101466, General Order R-562), § 480-120-999, filed 1/25/11, effective 2/25/11. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 10-07-094 (Docket A-091124, General Order R-558), § 480-120-999, filed 3/19/10, effective 4/19/10. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-120-999, filed 12/23/08, effective 1/23/09; WSR 06-17-087 (Docket A-060475, General Order No. R-537), § 480-120-999, filed 8/14/06, effective 9/14/06; WSR 05-21-022 (Docket No. A-050271, General Order No. R-521), § 480-120-999, filed 10/10/05, effective 11/10/05. Statutory Authority: RCW 80.01.040 and 80.04.160. WSR 05-03-031 (Docket No. UT 040015, General Order No. R-516), § 480-120-999, filed 1/10/05, effective 2/10/05; WSR 03-01-065 (Docket No. UT-990146, General Order No. R-507), § 480-120-999, filed 12/12/02, effective 7/1/03.]

OTS-4496.1

AMENDATORY SECTION (Amending WSR 20-12-021, filed 5/27/20, effective 6/27/20)

WAC 480-123-020 Definitions. As used in this chapter:

"Applicant" means any person applying to an eligible telecommunications carrier for new service or reconnection of discontinued service.

"Broadband service" means any service providing advanced telecommunications capability, including internet access and access to high quality voice, data, graphics or video. To be considered advanced telecommunications, broadband must be at, or above, a minimum download speed and a minimum upload speed. The commission will establish a minimum upload speed standard and a minimum download speed standard for broadband service to be considered advanced telecommunications. The commission will take federal and state standards into consideration when it sets the standard. Any broadband standards that are established in these rules or by commission order may be met by the communications provider or its affiliate or a combination of both. The affiliate cannot be receiving support from this program.

"Communications provider" or "provider" means a company providing communications service that assigns a working telephone number to a final consumer for intrastate wireline or wireless communications services or interconnected voice over internet protocol service, and includes local exchange carriers.

"Communications services" includes telecommunications services and information services and any combination of these services.

"Eligible telecommunications carrier" and "ETC" means a carrier designated by the commission as eligible to receive support from federal universal service mechanisms in exchange for providing services supported by federal universal service mechanisms.

"Facilities" means for the purpose of WAC 480-123-030 (1)(b) any physical components of the telecommunications network that are used in the transmission or routing of the services that are supported by federal universal service mechanisms.

".shp format" means the format used for creating and storing digital maps composed of shape files capable of being opened by the computer application ArcGIS™.

"Program" means the state universal communications services program created in RCW 80.36.650.

"Service area" means all of the designated exchanges served by a company in the state.

"Service outage" means a significant degradation in the ability of an end user to establish and maintain a channel of voice communications as a result of failure or degradation in the performance of a communications provider's network.

"Substantive" means sufficiently detailed and technically specific to permit the commission to evaluate whether federal universal service support has had, or will have, benefits for customers. For example, information about investments and expenses that will provide, increase, or maintain service quality, signal coverage, or network capacity, and information about the number of customers that benefit, and how they will benefit is sufficient to enable evaluation.

~~("Sworn statement" means a statement made under penalty of perjury, as set forth in RCW 9A.72.085.)~~

"Telecommunications" has the same meaning as defined in 47 U.S.C. Sec. 153(43).

"Unsworn statement" means a statement made under penalty of perjury, as set forth in RCW 5.50.050.

[Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.[3]6.680, 80.36.690, and 80.36.700. WSR 20-12-021 (Docket UT-190437, General Order R-598), § 480-123-020, filed 5/27/20, effective 6/27/20. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-123-020, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040(4), 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.36.680, 80.36.690, and 80.36.700. WSR 14-12-008 (Docket UT-131239, General Order R-575), § 480-123-020, filed 5/22/14, effective 6/22/14. Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.600, and 80.36.610. WSR 06-14-051 (Docket No. UT-053021, General Order No. R-534), § 480-123-020, filed 6/28/06, effective 7/29/06.]

AMENDATORY SECTION (Amending WSR 20-12-021, filed 5/27/20, effective 6/27/20)

WAC 480-123-030 Contents of petition for eligible telecommunications carriers. (1) Petitions for designation as an ETC must contain:

- (a) A description of the area or areas for which designation is sought;
- (b) A statement that the carrier will offer the services supported by federal universal service support mechanisms throughout the area for which it seeks designation, either using its own facilities or a combination of its own facilities and resale of another carrier's services (including the services offered by another ETC);
- (c) A description of how it will provide each supported service;
- (d) A substantive plan of the investments to be made with initial federal support during the first two years in which support is re-

ceived and a substantive description of how those expenditures will benefit customers;

(e) A statement that the carrier will advertise the availability of services supported by federal universal service mechanisms, including advertisement of applicable telephone assistance programs, such as Lifeline, that is reasonably calculated to reach low-income consumers not receiving discounts;

(f) For wireless petitioners, a map in .shp format of proposed service areas (exchanges) with existing and planned locations of cell sites and shading to indicate where the carrier provides and plans to provide commercial mobile radio service signals;

(g) Information that demonstrates its ability to remain functional in emergency situations including a description of how it complies with WAC 480-120-411 or, for a wireless carrier, information that demonstrates that, when commercial power is not available, it has a reasonable amount of backup power (fixed, portable or other backup power source) for its cell sites, and backup power for its switches as prescribed in WAC 480-120-411(3) for LEC central offices; and cell sites do not include any small cell facility as defined in RCW 80.36.375 (2)(d) or any in building wireless installation; and

(h) Information that demonstrates that it will comply with the applicable consumer protection and service quality standards of chapter 480-120 WAC or, for a wireless carrier, a commitment to comply with the Cellular Telecommunications and Internet Association's (CTIA) Consumer Code for Wireless Service. Information regarding the version of the CTIA code adopted and where to obtain it is set forth in WAC 480-123-999.

(2) A company officer must submit the petition in the manner required by RCW ((9A.72.085)) 5.50.050.

[Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.[3]6.680, 80.36.690, and 80.36.700. WSR 20-12-021 (Docket UT-190437, General Order R-598), § 480-123-030, filed 5/27/20, effective 6/27/20. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-123-030, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.600, and 80.36.610. WSR 06-14-051 (Docket No. UT-053021, General Order No. R-534), § 480-123-030, filed 6/28/06, effective 7/29/06.]

AMENDATORY SECTION (Amending WSR 15-08-043, filed 3/26/15, effective 4/26/15)

WAC 480-123-060 Annual certification of eligible telecommunications carriers. (1) Each ETC seeking certification of the ETC's use of federal high-cost funds pursuant to 47 C.F.R. Sec. 54.314 must request certification by July 1st each year. The ETC must certify that all federal high-cost support provided to the ETC within Washington state was used in the preceding calendar year and will be used in the coming calendar year only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. The certification must be submitted by a company officer in the manner required by RCW ((9A.72.085)) 5.50.050.

(2) The commission will certify an ETC's use of federal high-cost universal service fund support, pursuant to 47 C.F.R. Sec. 54.314 only

if the ETC complies with the requirements in WAC 480-123-070, and the ETC demonstrates that it will use federal high-cost funds only for the provision, maintenance, and upgrading of facilities and services for which the support is intended through the requirements of WAC 480-123-080.

[Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-123-060, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.600, and 80.36.610. WSR 06-14-051 (Docket No. UT-053021, General Order No. R-534), § 480-123-060, filed 6/28/06, effective 7/29/06.]

AMENDATORY SECTION (Amending WSR 20-12-021, filed 5/27/20, effective 6/27/20)

WAC 480-123-070 Annual certifications and reports. Not later than July 1st of each year, every ETC that receives federal support from any category in the federal high-cost fund must certify or report as described in this section. The certifications and reports are for activity related to Washington state in the period January 1st through December 31st of the previous year. A company officer must submit the certifications in the manner required by RCW (~~(9A.72.085)~~) 5.50.050.

(1) **Report on use of federal funds and benefits to customers.**

(a) The report must provide a substantive description of investments made and expenses paid with support from the federal high-cost fund.

The report must include the company's gross capital expenditures and operating expenses made with federal high-cost support received by the ETC in the preceding calendar year along with a description of major projects and affected exchanges. A rate of return wireline ETC must also include a copy of its NECA-1 report for the preceding calendar year.

(b) Every ETC must provide a substantive description of the benefits to consumers that resulted from the investments and expenses reported pursuant to (a) of this subsection.

(2) **Local service outage report.**

(a) The report must include detailed information on any outage in the service area (during the prior calendar year) of at least (~~(thir-ty)~~) 30 minutes in duration in which the ETC owns, operates, leases, or otherwise utilizes facilities, that potentially affect:

(i) At least (~~(ten)~~) 10 percent of the end users; or

(ii) A 911 special facility, as defined in 47 C.F.R. Sec. 4.5(e).

(b) Specifically, the ETC's annual report must include information detailing:

(i) The date and time of onset and duration of the outage;

(ii) A brief description of the outage and its resolution;

(iii) The particular services affected;

(iv) The geographic areas affected by the outage;

(v) Steps taken to prevent a similar situation in the future; and

(vi) The number of customers affected.

(3) **Report on failure to provide service.** The report must include the number of requests for service from potential customers within its designated service area that were unfulfilled during the prior calen-

dar year. The ETC must also detail how it attempted to provide service to those potential customers.

(4) **Report on complaints per ((one thousand)) 1,000 connections (fixed or mobile).** The report must provide separate totals for the number of complaints that the ETC's customers made to the Federal Communications Commission and the consumer protection division of the office of the attorney general of Washington. The ETC must also report the number of consumer complaints in each general category (for example, billing disputes, service quality).

(5) **Certification of compliance with applicable service quality standards and consumer protection rules.** Certify that it met substantially the applicable service quality standards and consumer protection rules found in WAC 480-123-030 (1)(h).

(6) **Certification of ability to function in emergency situations.** Certify that it had the ability to function in emergency situations based on continued adherence to the standards found in WAC 480-123-030 (1)(g).

(7) **Advertising certification, including advertisement on Indian reservations.** Certify it has publicized the availability of its applicable telephone assistance programs, such as Lifeline, in a manner reasonably designed to reach those likely to qualify for service, including residents of federally recognized Indian reservations within the ETC's designated service area. Such publicity should include advertisements likely to reach those who are not current customers of the ETC within its designated service area.

(8) **Report filing alternatives.** To the extent the company has filed a report with a federal agency that provides the data requested by the commission, the company can refer to that docket number and the date the information was filed with the federal agency.

[Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.[3]6.680, 80.36.690, and 80.36.700. WSR 20-12-021 (Docket UT-190437, General Order R-598), § 480-123-070, filed 5/27/20, effective 6/27/20. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-123-070, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.600, and 80.36.610. WSR 06-14-051 (Docket No. UT-053021, General Order No. R-534), § 480-123-070, filed 6/28/06, effective 7/29/06.]

AMENDATORY SECTION (Amending WSR 20-12-021, filed 5/27/20, effective 6/27/20)

WAC 480-123-110 Petitions for eligibility to receive program support. (1) **Wireline communications providers.** A wireline communications provider that satisfies the prerequisites in WAC 480-123-100 may petition the commission to receive support from the program. The provider must petition the commission each year to be eligible to receive support from the program the following year. The petition must include the following information:

(a) The name of the legal entity that provides communications services and is seeking program support;

(b) A corporate organization chart showing the relationship between the legal entity identified in (a) of this subsection and all affiliates as defined in RCW 80.16.010 and a detailed description of

any transactions between the provider and those affiliates recorded in the provider's operating accounts;

(c) A service area map or detailed reference to any maps on file with the commission showing the provider's Washington service area;

(d) The provider's broadband plan to provide, maintain, or enhance broadband services in its service area should include the following elements, to the extent applicable to the broadband plan:

(i) Multiyear investment plan;

(ii) Specific project(s) that are projected to provide or enhance broadband services at speeds required by the commission or the Federal Communications Commission. Project information will include an estimated timeline, geographic location, number of locations passed, and upload and download speeds;

(iii) A plan for maintenance of broadband services in the provider's service area;

(iv) A description for how the provider will enhance broadband services in its service area; and

(v) Any supporting information that the commission requests to assist its review and analysis of the provider's broadband plan.

(e) For a provider that is seeking support under (j)(i) of this subsection, detailed financial information and supporting documentation in a form prescribed by the commission for the provider's total Washington regulated operations for the two calendar years prior to the year in which the provider is filing the petition including, but not limited to, the following:

(i) The provider's balance sheet and statements of income and retained earnings or margin from, or in the same format and detail required in, Rural Utilities Service (RUS) Form 479;

(ii) The provider's consolidated audited financial statements; if the provider does not have consolidated audited financial statements prepared in the normal course of its business, the provider must submit financial statements reviewed by a certified public accountant;

(iii) Information demonstrating the provider's earned rate of return on a total Washington unseparated regulated operations basis for each of the two prior years;

(iv) Information demonstrating the provider's earned return on equity on a total company (regulated and nonregulated) Washington basis for each of the two prior years;

(v) Information detailing all of the provider's revenues from the statements of income and retained earnings or margin section of RUS Form 479 for the two prior years; if the provider does not submit RUS Form 479, the provider must file with the commission the same revenue information specified in this subsection that is required to complete the applicable portion of that form;

(vi) Information summarizing the amounts of any corporate operations adjustments to existing high-cost loop and interstate common line support mechanisms the Federal Communications Commission required of the provider for the two prior years or a sworn statement by a company officer certifying that no such adjustments apply to the provider; and

(vii) Any additional supporting information the commission requests to enable it to analyze the provider's financial results for program purposes.

(f) (~~(A-sworn)~~) An unsworn statement by a company officer certifying that the company complies with state and federal accounting, cost allocation, and cost adjustment rules pertaining to incumbent local exchange carriers;

(g) Information detailing the number of residential and business local exchange access lines and broadband connections the provider or its affiliate served as of December 31st for each of the prior two years, and the unbundled monthly basic rate(s) or charge(s) applicable to each customer class;

(h) (~~(A-sworn)~~) An unsworn statement by a company officer certifying that if the provider receives program support it will continue to provide communications services throughout its service territory in Washington for which it is seeking and receives program support and the provider, or its affiliate if appropriate, will continue to provide broadband services during the entirety of the year in which the provider is applying for support from the program;

(i) (~~(A-sworn)~~) An unsworn statement by a company officer certifying that the provider is in compliance with the Federal Communications Commission's obligations for deployment of broadband at speeds specified by the Federal Communications Commission that apply to the provider; and

(j) Satisfaction of at least one of the following eligibility criteria:

(i) Eligibility criterion one: (~~(A-sworn)~~) An unsworn statement by a company officer certifying that the provider commits to the deployment of broadband to the number of locations the commission has determined by order. Such deployment obligations are in addition to any Federal Communications Commission deployment requirements. Additionally, a provider that elects to petition the program for support under this category is subject to review of its rate of return and financial reporting requirements as described in (e) of this subsection.

(ii) Eligibility criterion two: (~~(A-sworn)~~) An unsworn statement by a company officer certifying that the provider commits to the deployment of broadband to the number of locations the commission has determined by order. Such deployment obligations are in addition to any Federal Communications Commission deployment requirements.

(iii) Eligibility criterion three: (~~(A-sworn)~~) An unsworn statement by a company officer certifying that the provider has already met the Federal Communications Commission's total deployment obligations associated with federal high-cost program support as of the date of the petition and that since January 1, 2018, the provider has deployed broadband to the number of locations the commission has determined by order. If a company has deployed broadband to a number of locations less than the number required by commission order, the company certifies that it will deploy broadband to the remaining number of locations.

(iv) Eligibility criterion four: (~~(A-sworn)~~) An unsworn statement by a company officer certifying that broadband service is available to (~~(one hundred)~~) 100 percent of locations within the provider's service area, and commits to making broadband service available to any new locations.

(2) **Wireless communications providers.** A wireless communications provider that meets the requirements in WAC 480-123-100 may petition the commission to receive support from the program. The provider must petition the commission each year to be eligible to receive support from the program the following year. The petition must include the same type of information for the same periods required of wireline communications providers in subsection (1) of this section. The first time a wireless communications provider seeks to file such a petition, the provider must first submit its request to the advisory board, pursuant to any guidelines the advisory board will adopt, detailing how

the provider will compile and supply the information required by this rule. The advisory board will make a recommendation to the commission, and the commission will determine the precise information the provider must file in support of its petition.

(3) **Other communications providers.** A communications provider other than a provider specified in subsection (1) or (2) of this section that meets the requirements of RCW 80.36.650 (3)(b) and WAC 480-123-100(3) may petition the commission to receive support from the program. The provider must petition the commission each year to be eligible to receive support from the program the following year. The petition must include the same type of information for the same periods required of communications providers in subsection (1) of this section. The first time a communications provider seeks to file such a petition under this section, the provider must first submit its request to the advisory board, pursuant to any guidelines the advisory board will adopt, detailing how the provider will compile and supply the information required by this rule. The advisory board will make a recommendation to the commission, and the commission will determine the information the provider must file in support of its petition.

(4) **Information already on file with the commission.** To the extent that the provider has filed with the commission any of the information required under this rule, the provider need not include that same information in its petition so long as the provider identifies the docket number, documents, and location within those documents in which the provider included that information.

(5) **Timing of petitions.** A provider must file a complete petition that fully complies with this section no later than August 2nd if the company seeks support from the program for the following calendar year.

(6) **Certification.** One or more company officers responsible for the provider's business and financial operations must certify in the form of a sworn statement that the information and representations made in the petition are accurate and that the provider has not knowingly withheld any information required to be provided to the commission pursuant to the rules governing the program. The provider must file this certification with its petition.

(7) Affiliated companies may submit a combined petition for support.

[Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.[3]6.680, 80.36.690, and 80.36.700. WSR 20-12-021 (Docket UT-190437, General Order R-598), § 480-123-110, filed 5/27/20, effective 6/27/20. Statutory Authority: RCW 80.01.040(4), 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.36.680, 80.36.690, and 80.36.700. WSR 14-21-045 and WSR 14-12-008 (Docket UT-131239, General Order R-575), § 480-123-110, filed 10/7/14 and 5/22/14, effective 6/22/14.]

AMENDATORY SECTION (Amending WSR 20-12-021, filed 5/27/20, effective 6/27/20)

WAC 480-123-130 Reporting requirements. (1) **Wireline communications provider reports.** A wireline communications provider that receives program support must submit the following information and reports to the commission on or before July 1st of the year following

each calendar year in which the provider receives that support unless a different date is specified below:

(a) The number of residential and business access lines and broadband connections served within the state of Washington for which the provider used program support during the preceding calendar year in the provision of basic telecommunications and broadband service (broken down to reflect beginning and end of year quantities);

(b) Detailed information on how the provider used program support during the preceding year to maintain, provide, or enhance telecommunications services;

(c) Detailed information on how the provider used program support during the preceding year to meet the provider's broadband buildout requirement. Information must include location information in the same format that broadband specific location data is filed with the Federal Communications Commission or the Universal Service Administrative Company. If the data format or reporting data fields change, the providers and commission staff will work together to revise the requirements and format;

(d) A list with detailed information of all consumer requests for new basic telecommunications service in the area for which the provider received program support during the preceding year that the provider denied or did not fulfill for any reason;

(e) (~~(A-sworn)~~) An unsworn statement from a company officer of the provider certifying that, during the preceding year, the provider materially complied with all commission rules in chapter 480-120 WAC that are applicable to the provider and its provision of service within the area for which the provider received program support;

(f) (~~(A-sworn)~~) An unsworn statement by a company officer certifying that during the preceding year, the provider met the requirements of WAC 480-123-120(5);

(g) Broadband availability data as required by the commission;

(h) A report on operational efficiencies and business plan modifications for the area for which the provider receives program support during the preceding year that the provider has undertaken to transition or expand from primary provision of legacy voice telephone service to broadband service or otherwise reduce its reliance on support from the program, and whether and how disbursements from the program were used to accomplish such outcomes;

(i) The provider's Form 477 Subscription Data at the census tract level on a Washington state basis that provides data in the same format and within (~~(fourteen)~~) 14 calendar days of the dates the data is provided to the Federal Communications Commission;

(j) Detailed information on any other efforts the provider made to use program support to advance universal service and the public interest in Washington; and

(k) Any other information or reports the commission requires including, but not limited to, information the commission needs to provide a report to the legislature concerning the program.

(2) **Wireless communications provider reports.** The advisory board will make a recommendation to the commission on the information and reports that any wireless communications provider that receives support from the program should provide, and the commission will determine the information and reports the provider must provide consistent with RCW 80.36.650 and commission rules.

(3) **Other communications provider reports.** The advisory board will make a recommendation to the commission on the information and reports that any communications provider other than a provider speci-

fied in subsections (1) and (2) of this section that receives support from the program should provide, and the commission will determine the information and reports the provider must provide consistent with RCW 80.36.650 and commission rules.

(4) **Information already on file with the commission.** To the extent that the provider has filed with the commission any of the information required under this rule in conjunction with its application for certification as an ETC, the provider need not include that same information in its report so long as the provider identifies the docket number, documents, and location within those documents in which the provider included that information.

(5) **Comments from stakeholders.** Interested persons may submit information or comments on any of the issues on which the providers must report under this rule. Persons must submit such information or comments by July 1st of the year following each calendar year in which the commission distributes program support.

[Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.[3]6.680, 80.36.690, and 80.36.700. WSR 20-12-021 (Docket UT-190437, General Order R-598), § 480-123-130, filed 5/27/20, effective 6/27/20. Statutory Authority: RCW 80.01.040(4), 80.36.630, 80.36.650, 80.36.660, 80.36.670, 80.36.680, 80.36.690, and 80.36.700. WSR 14-12-008 (Docket UT-131239, General Order R-575), § 480-123-130, filed 5/22/14, effective 6/22/14.]

AMENDATORY SECTION (Amending WSR 22-15-104, filed 7/19/22, effective 8/19/22)

WAC 480-123-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) The Cellular Telecommunications and Internet Association's (CTIA) Consumer Code for Wireless Service.

(a) The commission adopts the version in effect on March 1, ((2022)) 2023.

(b) This publication is referenced in WAC 480-123-030 (contents of petition for eligible telecommunications carriers).

(c) Copies of the CTIA Consumer Code for Wireless Service are available at <https://www.ctia.org/the-wireless-industry/industry-commitments/consumer-code-for-wireless-service>.

(2) Title 47, Code of Federal Regulations, cited as 47 C.F.R., is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on December 31, ((2021)) 2022.

(b) This publication is referenced in WAC 480-123-010 (Federal universal service contracts), WAC 480-123-060 (Annual certification of eligible telecommunications carriers), WAC 480-123-070 (Annual certifications and reports), WAC 480-123-100 (Prerequisites for requesting program support), and WAC 480-123-110 (Petitions for eligibility to receive program support).

(c) The ((2021)) 2022 version of C.F.R. Title 47 is available from the U.S. Government Online Bookstore, <https://bookstore.gpo.gov/>, and from various third-party vendors.

[Statutory Authority: RCW 80.10.040 [80.01.040], 80.04.160, 81.04.160, and 34.05.353. WSR 22-15-104, § 480-123-999, filed 7/19/22, effective 8/19/22; WSR 21-13-130, § 480-123-999, filed 6/22/21, effective 7/23/21; WSR 19-14-118, § 480-123-999, filed 7/3/19, effective 8/3/19. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 17-15-054 (Docket A-170015, General Order R-589), § 480-123-999, filed 7/13/17, effective 8/13/17. Statutory Authority: Chapter 19.122 RCW, RCW 19.122.053, 80.01.040, and 80.04.160. WSR 15-08-043 (Docket UT-140680, General Order R-580), § 480-123-999, filed 3/26/15, effective 4/26/15. Statutory Authority: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353. WSR 13-05-023 (Docket A-121496, General Order R-569), § 480-123-999, filed 2/11/13, effective 3/14/13; WSR 12-05-063 (Docket A-111722, General Order R-564), § 480-123-999, filed 2/15/12, effective 3/17/12; WSR 09-01-171 (Docket A-081419, General Order R-554), § 480-123-999, filed 12/23/08, effective 1/23/09. Statutory Authority: RCW 80.01.040, 80.04.160, 80.36.600, and 80.36.610. WSR 06-14-051 (Docket No. UT-053021, General Order No. R-534), § 480-123-999, filed 6/28/06, effective 7/29/06.]

WSR 23-13-004

PERMANENT RULES

HEALTH CARE AUTHORITY

[Filed June 8, 2023, 7:52 a.m., effective July 9, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The health care authority (HCA) amended this rule to clarify that a signature for proof of delivery can be provided by either the client, the client's designee, or the provider. Currently, the rule does not include the "client's designee." This revision brings the rule into alignment with HCA's current practice.

Citation of Rules Affected by this Order: Amending WAC 182-530-5000.

Statutory Authority for Adoption: RCW 41.05.021, 41.05.160.

Adopted under notice filed as WSR 23-10-085 on May 3, 2023.

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 1, 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 1, Repealed 0.

Date Adopted: June 8, 2023.

Wendy Barcus
Rules Coordinator

OTS-4457.1

AMENDATORY SECTION (Amending WSR 21-05-043, filed 2/11/21, effective 3/14/21)

WAC 182-530-5000 Billing requirements—Pharmacy claim payment.

(1) When billing the medicaid agency for pharmacy services, providers must:

(a) Use the appropriate agency claim form or electronic billing specifications;

(b) Include the actual ((eleven-digit)) 11-digit national drug code (NDC) number of the product dispensed from a rebate eligible manufacturer;

(c) Bill the agency using metric decimal quantities which is the National Council for Prescription Drug Programs (NCPDP) billing unit standard;

(d) Meet the general provider documentation and record retention requirements in WAC 182-502-0020; and

(e) Maintain proof of delivery receipts.

(i) When a provider delivers an item directly to the client or the client's ((authorized representative)) designee, the provider must

be able to furnish proof of delivery, including the signature of either the client, the client's designee, or the provider, the client's name, and a detailed description of the item or items delivered.

(ii) When a provider mails an item to the client, the provider must be able to furnish proof of delivery including a mail log.

(iii) When a provider uses a delivery or shipping service to deliver items, the provider must be able to furnish proof of delivery and it must:

(A) Include the delivery service tracking slip with the client's name or a reference to the client's package or packages; the delivery service package identification number; and the delivery address.

(B) Include the supplier's shipping invoice, with the client's name; the shipping service package identification number; and a detailed description.

(iv) Make proof of delivery receipts available to the agency upon request.

(2) When billing drugs under the expedited authorization process, providers must insert the authorization number, which includes the corresponding criteria code or codes in the appropriate data field on the drug claim.

(3) Pharmacy services for clients on restriction under WAC 182-501-0135 must be prescribed by the client's primary care provider and are paid only to the client's primary pharmacy, except in cases of:

(a) Emergency;

(b) Family planning services; or

(c) Services properly referred from the client's assigned pharmacy or physician/ARNP.

[Statutory Authority: RCW 41.05.021 and 41.05.160. WSR 21-05-043, § 182-530-5000, filed 2/11/21, effective 3/14/21; WSR 16-01-046, § 182-530-5000, filed 12/9/15, effective 1/9/16. WSR 11-14-075, recodified as § 182-530-5000, filed 6/30/11, effective 7/1/11. Statutory Authority: RCW 74.04.050, 74.08.090, 74.09.530, and 74.09.700. WSR 07-20-049, § 388-530-5000, filed 9/26/07, effective 11/1/07.]

WSR 23-13-014
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 23-06—Filed June 8, 2023, 4:05 p.m., effective July 9, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: This is an expedited rule. Rule amendments are necessary to align chapter 220-660 WAC with RCW 77.55.181. Amendments to RCW 77.55.181 were passed into law as SSB 5381 (chapter 289, Laws of 2021) during the 2021 legislative session.

Chapter 220-660 WAC establishes regulations for the administration of the hydraulic project approval permitting program. The rules regarding fish habitat enhancement project (FHEP) streamlined permitting are amended as follows:

1. The Washington state department of transportation (WSDOT) may apply for FHEP streamlining using the online application system without also submitting a joint aquatic resources permit application.

2. The FHEP streamlined permit review period for WSDOT fish barrier removal project is reduced from 45 days to 30 days.

These changes are made in WAC 220-660-050 Procedures. Other aspects of chapter 220-660 WAC are unchanged.

Citation of Rules Affected by this Order: Amending WAC 220-660-050 Procedures—Hydraulic project approvals.

Statutory Authority for Adoption: RCW 77.04.012, 77.12.047, 77.55.021, 77.55.181, and 34.05.328

Adopted under notice filed as WSR 23-05-039 on February 9, 2023.

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 1, 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 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: May 12, 2023.

B. Baker, Chair
 Washington Fish and Wildlife Commission

OTS-4334.1

AMENDATORY SECTION (Amending WSR 21-09-066, filed 4/19/21, effective 5/20/21)

WAC 220-660-050 Procedures—Hydraulic project approvals. (1)
Description:

(a) There are six categories of HPAs: Standard, emergency, imminent danger, chronic danger, expedited, and pamphlet. These categories are discussed in more detail throughout this section. Most HPAs issued by the department are standard HPAs. Guidance for applying for an HPA is provided on the department's website.

(b) HPAs do not exempt a person from obtaining other necessary permits and following the rules and regulations of local, federal, and other Washington state agencies.

(2) **Fish life concerns:** Construction and other work activities in or near water bodies can kill or injure fish life directly and can damage or destroy habitat that supports fish life. Damaged or destroyed habitat can continue to cause lost fish life production for as long as the habitat remains altered. HPAs help ensure construction and other work is done in a manner that protects fish life.

(3) **Standard HPA:**

(a) The department issues a standard HPA when a hydraulic project does not qualify for an emergency, imminent danger, chronic danger, expedited or pamphlet HPA. An individual standard HPA is limited to a single project site. Some special types of standard HPAs may cover multiple project sites.

(b) Special types of standard HPAs:

(i) Fish habitat enhancement project (FHEP) HPA.

(A) Projects must satisfy the requirements in RCW 77.55.181(1) to be processed as a fish habitat enhancement project.

(B) Projects that are compensatory mitigation for a development or other impacting project are not eligible. This includes proposals for mitigation banks or in-lieu fee mitigation proposals. The sole purpose of the project must be for fish habitat enhancement.

(C) The department may reject an FHEP proposed under RCW 77.55.181 if the local government raises concerns during the comment period that impacts from the project cannot be mitigated by conditioning the HPA. The department will reject an FHEP if the department determines that the size and the scale of the project raises public health or safety concerns. If the department rejects a project for streamlined processing, the department must provide written notice to the applicant and local government within forty-five days of receiving the application.

(D) An applicant whose fish habitat enhancement project is rejected may submit a new complete written application with project modifications or additional information required for streamlined processing. An applicant may request that the department consider the project under standard HPA processing procedures by submitting a new complete written application for standard processing.

(ii) Multisite HPA.

(A) A standard HPA may authorize work at multiple project sites if:

(I) All project sites are within the same water resource inventory area (WRIA) or tidal reference area;

(II) The primary hydraulic project is the same at each site so there is little variability in HPA provisions across all sites; and

(III) Work will be conducted at no more than five project sites to ensure department staff has sufficient time to conduct site reviews.

(B) The department may make an exception for projects the department has scoped prior to application submittal or when no prepermit issuance site visits are needed.

(iii) General HPA.

(A) The department may issue general HPAs to government agencies, organizations, or companies to perform the same work in multiple water bodies across a large geographic area.

(B) To qualify for a general HPA, projects must protect fish life:

(I) Technical provisions in the HPA must fully mitigate impacts to fish life;

(II) The projects must be relatively simple so that the HPA provisions are the same across all sites, and can therefore be permitted without site-specific provisions; and

(III) The projects must have little or no variability over time in site conditions or work performed.

(C) The general HPA will include a requirement that notice be given to the department when activities utilizing heavy equipment begin. The department may waive this requirement if the permittee and department meet annually to review scheduled activities for the upcoming year.

(D) The department and the applicant may negotiate the scope and scale of the project types covered. The department and the applicant must agree on the fish protection provisions required before the application is submitted.

(E) The department may reject applications for a general HPA if:

(I) The proposed project does not meet the eligibility requirements described in subsection (3)(b)(iii)(B) of this section; or

(II) The department and the applicant cannot agree on the fish protection provisions.

(F) The department must provide written notice of rejection of a general HPA application to the applicant. The applicant may submit a new complete written application with project modifications or additional information required for department consideration under standard HPA processing procedures.

(iv) "Model" HPA.

(A) The department will establish a "model" HPA application and permitting process for qualifying hydraulic projects. To qualify, an individual project must comply with the technical provisions established in the application. Hydraulic projects that qualify for the model process must:

(I) Fully mitigate impacts to fish life in the technical provisions of the HPA;

(II) Be a low complexity project that minimizes misinterpretation of the HPA provisions allowing the HPA to be permitted without site-specific provisions; and

(III) Meet all of the eligibility requirements described in the model application.

(B) If needed to confirm project eligibility, the department may conduct a site visit before approving or rejecting a model application.

(C) The department may reject applications for model HPAs if:

(I) The plans and specifications for the project are insufficient to show that fish life will be protected; or

(II) The applicant or authorized agent does not fill out the application completely or correctly.

(D) The department must provide written notice of rejection of an application to the applicant. The applicant may submit a new complete written application with project modifications or additional information required for department consideration under standard HPA processing procedures under this section, or may submit a new model applica-

tion if the department rejected the application because the person did not fill out the original application correctly.

(4) **Emergency HPA:**

(a) Declaring an emergency.

(i) Authority to declare an emergency, or continue an existing declaration of emergency, is conveyed to the governor, the department, or to a county legislative authority by statute. An emergency declaration may be made when there is an immediate threat to life, the public, property, or of environmental degradation;

(ii) The county legislative authority must notify the department, in writing, if it declares an emergency;

(iii) Emergency declarations made by the department must be documented in writing;

(iv) When an emergency is declared, the department must immediately grant verbal approval upon request for work to protect life or property threatened by waters of the state because of the emergency, including repairing or replacing a stream crossing, removing obstructions, or protecting stream banks. The department may also grant written approval if the applicant agrees.

(b) If the department issues a verbal HPA, the department must follow up with a written HPA documenting the exact provisions of the verbal HPA within thirty days of issuing the verbal HPA.

(c) Compliance with the provisions of chapter 43.21C RCW (State Environmental Policy Act) is not required for emergency HPAs.

(d) The department may require a person to submit an as-built drawing within thirty days after the hydraulic project authorized in the emergency HPA is completed.

(e) Within ninety days after a hydraulic project authorized in an emergency HPA is completed, any remaining impacts must be mitigated or a mitigation plan must be submitted to the department for approval.

(5) **Imminent danger HPA:**

(a) Authority to declare imminent danger is conveyed to the department or county legislative authority by statute. The county legislative authority must notify the department in writing if it determines that an imminent danger exists.

(b) Imminent danger declarations made by the department must be documented in writing.

(c) When imminent danger exists, the department must issue an expedited HPA upon request for work to remove obstructions, repair existing structures, restore banks, and to protect fish life or property.

(d) When imminent danger exists, and before starting work, a person must submit a complete written application to the department to obtain an imminent danger HPA. Compliance with the provisions of chapter 43.21C RCW (State Environmental Policy Act) is not required for imminent danger HPAs.

(e) Imminent danger HPAs must be issued by the department within fifteen calendar days after receiving a complete written application. Work under an imminent danger HPA must be completed within sixty calendar days of the date the HPA is issued.

(f) Within ninety days after a hydraulic project authorized in an imminent danger HPA is completed, any remaining impacts must be mitigated or a mitigation plan must be submitted to the department for approval.

(6) **Chronic danger HPA:**

(a) The department must issue a chronic danger HPA upon request for work required to abate the chronic danger. This work may include

removing obstructions, repairing existing structures, restoring banks, restoring road or highway access, protecting fish life, or protecting property.

(b) Authority to declare when a chronic danger exists is conveyed to a county legislative authority by statute. A chronic danger is a condition in which any property, except for property located on a marine shoreline, has experienced at least two consecutive years of flooding or erosion that has damaged or has threatened to damage a major structure, water supply system, septic system, or access to any road or highway.

(c) The county legislative authority must notify the department in writing when it determines a chronic danger exists.

(d) When chronic danger is declared, and before starting work, a person must submit a complete written application to the department to obtain a chronic danger HPA. Unless the project also satisfies the requirements for fish habitat enhancement projects identified in RCW 77.55.181 (1)(a)(ii), compliance with the provisions of chapter 43.21C RCW (State Environmental Policy Act) is required. Projects that meet the requirements in RCW 77.55.181 (1)(a)(ii), will be processed under RCW 77.55.181(3), and the provisions of chapter 43.21C RCW will not be required.

(7) **Expedited HPA:**

(a) The department may issue an expedited HPA when normal processing would result in significant hardship for the applicant or unacceptable environmental damage would occur.

(b) Before starting work, a person must submit a complete written application to the department to obtain an HPA.

(c) Compliance with the provisions of chapter 43.21C RCW (State Environmental Policy Act) is not required for expedited HPAs. The department must issue expedited HPAs within fifteen calendar days after receipt of a complete written application. Work under an expedited HPA must be completed within sixty calendar days of the date the HPA is issued.

(d) Within ninety days after a hydraulic project authorized in an expedited HPA is completed, any remaining impacts must be mitigated or a mitigation plan must be submitted to the department for approval.

(8) **Pamphlet HPA:**

(a) There are two pamphlet HPAs, *Gold and Fish* and *Aquatic Plants and Fish*, that cover the most common types of small scale mineral prospecting and removing or controlling aquatic plants, respectively. A person must follow the provisions in the pamphlet. If a person cannot follow the provisions, or disagrees with any provision, the permittee must apply for a standard HPA before starting the hydraulic project.

(b) A person must review a pamphlet HPA before conducting the authorized hydraulic project.

(c) When a pamphlet HPA is used, the permittee must have the pamphlet HPA on the job site when conducting work and the pamphlet must be immediately available for inspection by the department upon request.

(d) All persons conducting the project must follow all provisions of the pamphlet HPA.

(e) The department may grant exceptions to a pamphlet HPA only if a person applies for a standard individual HPA for the project.

(f) Pamphlet HPAs do not exempt a person from obtaining other appropriate permits and following the rules and regulations of local, federal, and other Washington state agencies.

(9) **How to get an HPA:**

(a) How to get a pamphlet HPA: A person can download and save or print a pamphlet HPA from the department's website. A person may also request a pamphlet HPA from the department either verbally or in writing.

(b) How to get an emergency HPA: Upon an emergency declaration, and before starting emergency work, a person must obtain a verbal or written HPA from the department. A complete written application is not required. However, a person must provide adequate information describing the proposed action. Compliance with the provisions of chapter 43.21C RCW (State Environmental Policy Act), is not required for emergency HPAs. A person may request a verbal or written emergency HPA from the biologist who issues HPAs for the geographic area where the emergency is located Monday through Friday from 8:00 a.m. to 5:00 p.m. If the biologist cannot be contacted or it is after business hours, a person must contact the emergency hotline at 360-902-2537 to request an emergency HPA.

(c) How to get a standard, expedited, or chronic danger HPA:

(i) A person must submit a complete written application to the department to obtain an HPA unless the project qualifies for one of the following:

(A) A pamphlet HPA, subsection (3) of this section; or

(B) An emergency HPA, subsection (5) of this section.

(ii) When applying for an HPA, a person must submit one of the following application forms to the department:

(A) The electronic online application developed by the department;

(B) The current version of the JARPA;

(C) The current version of the JARPA including the most recent version of the application for streamlined processing of fish habitat enhancement projects when applying for streamlined processing under RCW 77.55.181. These may be submitted to the department as attachments to the online application form;

The Washington department of transportation may omit the JARPA when applying for streamlined processing of fish habitat enhancement projects using the online application system;

(D) The most recent version of the model HPA application or other department-approved alternative applications available from the department's public website; or

(E) The current version of the JARPA if applying for approval of a watershed restoration project under RCW 77.55.171. This may be submitted to the department as an attachment to the online application form.

(iii) A complete application package for an HPA must contain:

(A) A completed application form signed and dated by the applicant, landowner(s) or landowner representative(s) of any project site or off-site mitigation location, and the authorized agent, if any. Completing and submitting the application forms through the department's online permitting system is the same as providing signature and date, if all documents required during the online application process are submitted to the department. The property owner, if different than the applicant, or easement holder must consent to the department staff entering the property where the project is located to inspect the project site or any work;

(B) Plans for the overall project;

(C) Complete plans and specifications for all aspects of the proposed construction or work waterward of the mean higher high water

line in salt water, or waterward of the ordinary high water line in fresh water;

(D) A description of the measures that will be implemented for the protection of fish life, including any reports assessing impacts from the hydraulic project to fish life and their habitat, and plans to mitigate those impacts to ensure the project results in no net loss;

(E) For a standard or chronic danger HPA application, a copy of the written notice from the lead agency demonstrating compliance with any applicable requirements of the State Environmental Policy Act under chapter 43.21C RCW, unless otherwise provided for in chapter 77.55 RCW; or the project qualifies for a specific categorical exemption under chapter 197-11 WAC;

(F) Written approval by one of the entities specified in RCW 77.55.181 if the applicant is proposing a fish enhancement project;

(G) For an expedited HPA application, an explanation of why normal processing would result in significant hardship for the applicant or unacceptable environmental damage.

(H) For a standard HPA application for mineral prospecting involving motorized or gravity siphon equipment, a copy of a permit issued under the federal Clean Water Act by Washington department of ecology that authorizes the use of that equipment at the location proposed, or written notice from Washington department of ecology declaring that a federal Clean Water Act permit is not required.

(I) When applying for a standard written HPA for mineral prospecting work within the wetted perimeter outside of the allowable work times authorized in WAC 220-660-300 and 220-660-305, a person must identify the upstream and downstream extent of each project location within a stream. The location of each site can be no greater than the length contained within a registered mining claim, if the project occurs on a claim, or one thousand three hundred linear feet of stream, if the project does not occur on a claim.

(iv) HPA application submission:

(A) A person must submit the complete application package by:

(I) Using the department's online permitting system;

(II) Sending the package via mail to:

Department of Fish and Wildlife
P.O. Box 43234
Olympia, WA 98504-3234;

(III) Sending the package via email to:
HPAapplications@dfw.wa.gov;

(IV) Sending the package via fax to: 360-902-2946;

(V) Uploading the package to a file transfer protocol site acceptable to the department; or

(VI) Hand delivering the package to the department at 1111 Washington Street S.E., Olympia, WA 98504, Habitat Program, Fifth Floor. The department will not accept applications submitted elsewhere or by other than the applicant or authorized agent.

(B) Dimensions of printed documents submitted with the application package may not be larger than eleven inches by seventeen inches. Pages of documents submitted may not be bound except by paper clips or other temporary fastening.

(C) A person must submit applications and supporting documents with a combined total of thirty or more pages as digital files rather than printed documents. All digital files must be in formats compati-

ble with Microsoft Word, Microsoft Excel, or Microsoft Access programs, or in PDF, TIFF, JPEG, or GIF formats.

(D) Applications submitted to the habitat program during normal business hours (8:00 a.m. to 5:00 p.m. Pacific Standard Time) are deemed received on the date the habitat program receives the application. The department may declare applications received by the habitat program after normal business hours as received on the next business day.

(10) Incomplete applications:

(a) Within ten days of receipt of the application, the department must determine whether an application meets the requirements of this section. If the department determines the application does not meet the requirements, the department will provide written or emailed notification of an incomplete application to the applicant or authorized agent. This written or emailed notification must include a description of information needed to make the application complete. The department may return the incomplete application to the applicant or authorized agent or hold the application on file until it receives the missing information. The department will not begin to process the application until it receives all information needed to complete the application.

(b) The applicant or authorized agent must submit additional information in response to a written notification of incomplete application through the department's online permitting system or to the department's habitat program, Olympia headquarters office. The department will not accept additional information submitted elsewhere or by other than the applicant or authorized agent.

(c) The department may close any application that has been incomplete for more than twelve months. The department must provide the applicant or authorized agent with written notification at least one week before closing the application and must provide the option for the applicant or authorized agent to postpone the closure for up to one year. The department must provide the applicant with written notification at the time it closes the application. After an application is closed, the applicant or authorized agent must submit a new complete application to receive further consideration of the project.

(d) The department may reject a standard HPA application for mineral prospecting involving motorized or gravity siphon equipment if the proposed project location or locations are in an area in which Washington department of ecology is prohibited under RCW 90.48.615 from issuing a permit under the federal Clean Water Act.

(11) Application review period:

(a) Once the department determines an application is complete, the department will provide to tribes and local, state, and federal permitting or authorizing agencies a seven-calendar-day review and comment period. The department will not issue the HPA before the end of the review period to allow all interested tribes and agencies to provide comments to the department. The department may consider all written comments received when issuing or provisioning the HPA. The review period is concurrent with the department's overall review period. Emergency, imminent danger, expedited, and modified HPAs are exempt from the review period requirement.

(b) Except for emergency, imminent danger, and expedited HPAs, the department will grant or deny approval within forty-five calendar days of the receipt of a complete written application. The department will grant approval of imminent danger and expedited HPAs within fifteen days of the receipt of a complete written application. The de-

partment will grant approval of emergency HPAs immediately upon request if an emergency declaration has been made.

For streamlined processing of Washington department of transportation fish passage barrier correction projects, the department will, within 30 days, either grant or deny approval, or make a determination that the streamlined review and approval process created by RCW 77.55.181 is not appropriate for the proposed project.

(c) If the department declares an imminent danger, applicant hardship, or immediate threat regarding an application for expedited or emergency HPA, the department must place written documentation of that declaration and justification for it in the application record within three days of issuing the written HPA.

(12) Suspending the review period:

(a) An applicant or authorized agent may request a delay in processing a standard HPA. The applicant or authorized agent must submit a written request for the delay through the department's online permitting system or to the habitat program's Olympia headquarters office. The department may not accept delay requests submitted elsewhere or by a person other than the applicant or authorized agent.

(b) If the department suspends the review period, the department must immediately notify the applicant in writing of the reasons for the delay. The department may suspend the review period (with or without the applicant's concurrence) if:

(i) The site is physically inaccessible for inspection or not in a condition to be evaluated (i.e., snow cover, frozen);

(ii) The applicant or authorized agent remains unavailable or unable to arrange for a field evaluation of the proposed project within ten working days of the department's receipt of the application;

(iii) The applicant or authorized agent submits a written request for a delay;

(iv) The department is issuing an HPA for a stormwater discharge and is complying with the requirements of RCW 77.55.161 (3)(b); or

(v) The department is reviewing the application as part of a multi-agency permit streamlining effort, and all participating permitting and authorizing agencies and the permit applicant agree to an extended timeline longer than forty-five calendar days.

(c) The department may close any application if the application has been delayed for processing more than twelve months for any of the reasons identified in subsection (12)(a) or (b) of this section. The department must provide the applicant or authorized agent with written notification at least one week before closing the application and must provide the option for the applicant or authorized agent to postpone the closure for up to one year. The department must provide the applicant with written notification at the time it closes the application. After an application is closed, the applicant or authorized agent must submit a new complete application to receive further consideration of the project.

(13) Issuing or denying a hydraulic project approval:

(a) Protection of fish life is the only grounds upon which the department may deny or provision an HPA, as provided in RCW 77.55.021. The department may not unreasonably withhold or condition approval of an HPA. The HPA provisions must reasonably relate to the project and must ensure that the project provides proper protection for fish life. The department may not impose provisions that attempt to optimize conditions for fish life that are out of proportion to the impact of the proposed project.

(b) The department may not deny an emergency, imminent danger, chronic danger, or an expedited HPA, as provided in RCW 77.55.021. However, these projects must comply with the provisions in this chapter that are included in an HPA. The department will deny any other type of HPA or request to change an existing HPA when the project will not protect fish life, unless enough mitigation can be assured by provisioning the HPA or modifying the proposal. If the department denies approval, the department must provide the applicant with a written statement of the specific reasons why and how the proposed project would adversely affect fish life, as provided in RCW 77.55.021.

(c) The department may place specific time limitations on project activities in an HPA to protect fish life.

(d) The department may require a person to notify the department before hydraulic project construction or other hydraulic project work starts, upon project completion, or at other times that the department deems necessary while the HPA is in effect. The department may also require a person to provide periodic written reports to assess HPA compliance.

(e) The HPA must contain provisions that allow for minor modifications to the work timing, plans, and specifications of the project without requiring the reissuance of the HPA, as long as the modifications do not adversely affect fish life or the habitat that supports fish life. The permittee should contact the habitat program's Olympia headquarters office through email or the department's online permit application system to request a minor modification.

(f) A person may propose or conduct a hydraulic project under an environmental excellence program agreement authorized under chapter 43.21K RCW. These projects must be applied for and permitted under the requirements of chapter 43.21K RCW.

(14) Hydraulic project approval expiration time periods:

(a) Except for emergency, imminent danger, expedited, and pamphlet HPAs, the department may grant standard HPAs that are valid for up to five years. The permittee must demonstrate substantial progress on construction of the portion of the project authorized in the HPA within two years of the date of issuance.

(b) Imminent danger and expedited HPAs are valid for up to sixty days, and emergency HPAs are valid for the expected duration of the emergency hydraulic project.

(c) Pamphlet HPAs remain in effect indefinitely until modified or rescinded by the department.

(d) The following types of agricultural hydraulic project HPAs remain in effect without the need for periodic renewal; however, a person must notify the department before starting work each year:

(i) Seasonal work that diverts water for irrigation or stock watering; and

(ii) Stream bank stabilization projects to protect farm and agricultural land if the applicant can show that the problem causing the erosion occurs annually or more frequently. Evidence of erosion may include history of permit application, approval, or photographs. Periodic floodwaters alone do not constitute a problem that requires an HPA.

(15) Requesting a time extension, renewal, modification, or transfer of a hydraulic project approval:

(a) The permittee may request a time extension, renewal, modification, or transfer of an active HPA. Before the HPA expires, the permittee or authorized agent must submit a written request through the department's online permitting system or to the habitat program's

Olympia headquarters office. The department may not accept requests for delay, renewal, modification, or transfer of an HPA submitted elsewhere or by a person other than the permittee or authorized agent. Written requests must include the name of the applicant, the name of the authorized agent if one is acting for the applicant, the permit number or application identification number of the HPA, the date issued, the permitting biologist, the requested changes to the HPA if requesting a time extension, renewal, or modification, the reason for the requested change, the date of the request, and the requestor's signature. Requests for transfer of an HPA to a new permittee or authorized agent must additionally include a signed, written statement that the new permittee or authorized agent agrees to the conditions of the HPA, that they agree to allow the department access to the project location to inspect the project site, mitigation site, or any work related to the project, and that they will not conduct any project activities until the department has issued approval.

(b) Requests for time extensions, renewals, or modifications of HPAs are deemed received on the date received by the department. The department may declare applications submitted to habitat program after normal business hours as received on the next business day.

(c) Within forty-five days of the requested change, the department must approve or deny the request for a time extension, renewal, modification, or transfer of an approved HPA.

(d) Unless the new permittee or authorized agent requests a time extension, renewal, or modification of an approved HPA, the department may change only the name and contact information of the permittee or authorized agent and must not alter any provisions of the HPA except the project or location start dates when granting a transfer.

(e) A permittee may request a modification or renewal of an emergency HPA until the emergency declaration expires or is rescinded. Requests for changes to emergency HPAs may be verbal, but must contain all of the information in (a) of this subsection.

(f) The department must not modify or renew an HPA beyond the applicable five-year or sixty-day periods. A person must submit a new complete application for a project needing further authorization beyond these time periods.

(g) The department will issue a letter documenting an approved minor modification(s) and a written HPA documenting an approved major modification(s) or transfer.

(16) Modifications of a hydraulic project approval initiated by the department:

(a) After consulting with the permittee, the department may modify an HPA because of changed conditions. The modification becomes effective immediately upon issuance of a new HPA.

(b) For hydraulic projects that divert water for agricultural irrigation or stock watering, or when the hydraulic project or other work is associated with stream bank stabilization to protect farm and agricultural land as defined in RCW 84.34.020, the department must show that changed conditions warrant the modification in order to protect fish life.

(17) Revoking an HPA.

(a) The department may revoke an HPA under the following conditions:

- (i) At the written request of the permittee or authorized agent;
- (ii) As the result of an informal or formal appeal decision;
- (iii) As the result of a court ruling finding that the department issued the HPA in error;

(iv) Following change of a determination of nonsignificance or mitigated determination of nonsignificance to a determination of significance by a lead agency under chapter 43.21C RCW that applies to the hydraulic project approved by the HPA;

(v) The applicant did not correctly identify compliance with the requirements of chapter 43.21C RCW in the HPA application and the department was unaware of the error until after the HPA was issued;

(vi) Changed physical or biological conditions at the site of the hydraulic project have occurred before project initiation such that fish life cannot be protected if the project proceeds under the requirements of the existing HPA;

(vii) The permittee has not demonstrated substantial progress on construction of the hydraulic project within two years of the date of issuance as required in RCW 77.55.021 (9) (a). Substantial progress means initiation of work at any of the project locations identified in the HPA;

(viii) Duplicate HPAs have been issued for the same hydraulic project.

(b) The department must provide the permittee or authorized agent with written notification before revoking the HPA.

(c) The department must notify the permittee or authorized agent in writing immediately upon revoking the HPA.

(18) Requesting a preapplication determination:

(a) A person may request information or a technical assistance site visit from the department prior to submitting an HPA application or at any other time. The department will provide the requested information either verbally or in writing.

(b) If a person is unsure about whether proposed construction or other work landward of (above) the ordinary high water line requires an HPA, they may request a preapplication determination from the department under RCW 77.55.400. The department must evaluate the proposed project and determine if it is a hydraulic project and, if so, whether an HPA from the department is required to ensure proper protection of fish life.

(c) The preapplication determination request must be submitted through the department's online permitting system and must contain:

(i) A description of the proposed project, which must include the location of the ordinary high water line;

(ii) A map showing the location of the project site, which must include the location of the ordinary high water line; and

(iii) Preliminary plans and specifications of the proposed project, if available, which include the location of the ordinary high water line.

(d) The department must provide tribes and local governments a seven calendar day review and comment period. The department must consider all applicable written comments that it receives before it issues a determination as described in this subsection.

(e) The department must issue a written determination, including its rationale for the decision, within twenty-one calendar days of receiving the request.

(f) Chapter 43.21C RCW (state environmental policy) does not apply to preapplication determinations issued under this subsection.

(g) The department's preapplication determination decision may be appealed as provided in WAC 220-660-460 (Informal appeal of administrative action) or WAC 220-660-470 (Formal appeal of administrative action).

(19) Notice of intent to disapprove HPA applications:

(a) The department may disapprove HPA applications submitted by a project proponent who has failed to comply with a stop work order or notice to comply issued under WAC 220-660-480, or who has failed to pay civil penalties issued under WAC 220-660-480. The term "project proponent" has the same definition as in RCW 77.55.410.

(b) The department may disapprove HPA applications submitted by such project proponents for up to one year after the date on which the department issues a notice of intent to disapprove HPA applications, or until such project proponent pays all outstanding civil penalties and complies with all notices to comply and stop work orders issued under WAC 220-660-480, whichever is longer (disapproval period).

(c) The department must provide written notice of its intent to disapprove HPA applications to the project proponent and to any authorized agent or landowner identified in the application, in person or via United States mail, to the mailing address(es) listed on the project proponent's HPA application.

(d) The disapproval period begins on the date the department's notice of intent to disapprove HPA applications becomes final. The notice of intent to disapprove HPA applications becomes final thirty calendar days after the department issues it, or upon exhaustion of all applicable administrative and/or judicial remedies.

(e) Any project proponent issued a notice of intent to disapprove HPA applications may, within thirty days of the date of the notice, initiate a formal appeal of the notice as provided in WAC 220-660-470 (Formal appeal of administrative actions).

(f) The department will provide notice and waiver of fines, civil penalties, and administrative sanctions consistent with RCW 34.05.110 and WAC 220-660-480(12).

[Statutory Authority: RCW 77.04.012, 77.12.047, 77.55.021, 77.55.091, 77.135.100, 77.135.110, and 34.05.328. WSR 21-09-066, § 220-660-050, filed 4/19/21, effective 5/20/21. Statutory Authority: RCW 77.04.012, 77.12.047, 77.55.021, 34.05.328, and 2019 c 290. WSR 20-11-019 (Order 20-75), § 220-660-050, filed 5/12/20, effective 6/12/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.12.047, 77.55.021, 77.55.091, 77.55.051, 77.55.081, 34.05.328, and 34.05.350. WSR 18-10-054, § 220-660-050, filed 4/27/18, effective 6/1/18. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.12.047. WSR 15-02-029 (Order 14-353), § 220-660-050, filed 12/30/14, effective 7/1/15.]

WSR 23-13-021

PERMANENT RULES

WESTERN WASHINGTON UNIVERSITY

[Filed June 9, 2023, 11:34 a.m., effective July 10, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The permanent rule making order amends WAC 516-52-001 Smoking on campus, to prohibit smoking on university property.

Citation of Rules Affected by this Order: Amending WAC 516-52-001.

Statutory Authority for Adoption: RCW 28B.35.120(12).

Adopted under notice filed as WSR 23-08-072 on April 4, 2023.

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 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: June 9, 2023.

Jennifer L. Sloan
Rules Coordinator

OTS-4431.2

AMENDATORY SECTION (Amending WSR 95-01-006, filed 12/8/94, effective 1/8/95)

WAC 516-52-001 Smoking on campus. (1) Purpose. Western Washington University is dedicated to providing a healthful ((and productive work)) environment for all employees, students, and the public ((visiting or conducting activities in university facilities. This policy is intended to provide a smoke-free environment for employees, students, and the public who do not wish to be affected by those who smoke.

~~(2) Policy. Smoking shall not be permitted inside any Western Washington University administrative or academic buildings and in identified external areas that may affect those people inside the administrative and academic buildings. Smoking will be allowed in identified outdoor smoking areas on campus.)~~ on campus. The university is committed to providing a smoke-free environment for anyone who does not wish to be affected by second-hand smoke.

(2) Smoke or smoking means the carrying, burning, or smoking of any lighted pipe, cigar, cigarette, electronic cigarette, vaporizing device, or any other lighted smoking equipment.

(3) Except as provided herein, smoking of all kinds is prohibited on university property. University property is all buildings, grounds,

or assets owned or controlled by the university and the streets, sidewalks, plazas, parking lots to include all vehicles therein, and roadways within the boundaries of properties owned or controlled by the university. Smoking may be permitted for university-approved events such as cultural or religious uses, academic research, or theatrical productions. Advance vice president approval is required for event exemption.

(4) Any person violating this section may be subject to enforcement by the university police department. In addition, any employee, volunteer, or student who violates this section may be subject to disciplinary action.

[Statutory Authority: RCW 28B.35.120(12). WSR 95-01-006, § 516-52-001, filed 12/8/94, effective 1/8/95; WSR 93-01-080, § 516-52-001, filed 12/14/92, effective 1/14/93. Statutory Authority: RCW 28B.35.120(11). WSR 86-03-020 (Order 12-5-85), § 516-52-001, filed 1/8/86; Order 72-10, § 516-52-001, filed 11/17/72.]

WSR 23-13-030
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Developmental Disabilities Administration)
 [Filed June 12, 2023, 9:01 a.m., effective July 13, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of these amendments is to allow companion home providers to access respite through overnight planned respite services (OPRS) providers; and planned respite through residential habilitation centers. Other changes include notification to a primary caregiver when a client receiving OPRS experiences an emergency.

Citation of Rules Affected by this Order: New WAC 388-829C-235; and amending WAC 388-829C-131, 388-829C-230, 388-829C-232, 388-829C-233, 388-829C-234, 388-829R-005, 388-829R-011, 388-829R-165, and 388-829R-170.

Statutory Authority for Adoption: RCW 71A.12.030.

Other Authority: RCW 71A.12.040.

Adopted under notice filed as WSR 23-07-080 on March 14, 2023.

A final cost-benefit analysis is available by contacting Chantelle Diaz, P.O. Box 45310, Olympia, WA 98504-5310, phone 360-790-4732, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

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 2, 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 1, Amended 9, 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 1, Amended 9, Repealed 0.

Date Adopted: June 9, 2023.

Lisa N.H. Yanagida
 Chief of Staff

SHS-4969.6

AMENDATORY SECTION (Amending WSR 22-04-073, filed 1/31/22, effective 3/3/22)

WAC 388-829C-131 How does DDA determine the daily rate? (1) A companion home daily rate is based on the client's DDA assessment under chapter 388-828 WAC. The DDA assessment uses an algorithm to convert raw scores into support assessment scales.

(2) The following support assessment scales are used to calculate a companion home daily rate. Each support assessment scale is assigned

an acuity level of "none," "low," "medium," or "high" by the DDA assessment algorithm and corresponds to the values below:

Support Assessment Scale	Acuity Levels			
	None	Low	Medium	High
Activities of daily living	0	1	2	3
Behavior	0	1	2	3
Interpersonal support	0	1	2	3
Medical	0	1	2	3
Mobility	0	1	2	3
Protective supervision	0	1	2	3

(3) DDA assigns a behavior score of four if:

(a) The client has an acuity level of "high" for behavior on the support assessment scale; and

(b) The client has a behavior support plan that meets requirements under WAC 388-829C-135.

(4) The sum of the assessment scale scores corresponds to an established daily rate. Rates are set prospectively in accordance with state legislative appropriations and will be adjusted accordingly.

(5) DSHS publishes companion home daily rates on the office of rates management's website.

(6) DDA may adjust a companion home daily rate if:

(a) The sum of the client's support assessment acuity levels changes; or

(b) DDA approves additional respite hours (~~under WAC 388-829C-234(3)~~).

[Statutory Authority: RCW 71A.12.030 and 71A.12.040. WSR 22-04-073, § 388-829C-131, filed 1/31/22, effective 3/3/22; WSR 20-13-091, § 388-829C-131, filed 6/16/20, effective 7/17/20. Statutory Authority: RCW 71A.12.030, 71A.10.020 and 71A.12.040. WSR 18-22-106, § 388-829C-131, filed 11/6/18, effective 12/7/18.]

AMENDATORY SECTION (Amending WSR 18-22-106, filed 11/6/18, effective 12/7/18)

WAC 388-829C-230 What is respite and where can a client access respite? (1) Respite is (~~short-term, intermittent~~) a scheduled break in caregiving to provide relief for the companion home provider.

(2) (~~The DDA assessment determines a client's annual allocation of respite hours.~~

~~(3) Respite may be provided in:~~

~~(a) The companion home where the client lives;~~

~~(b) A community setting available to an adult, such as a camp, senior center, or adult day care center;~~

~~(c) An adult family home;~~

~~(d) An assisted living facility;~~

~~(e) A group home; or~~

~~(f) A group training home.~~

~~(4) To be a qualified respite provider, a person or agency must be contracted with DDA to provide respite services.)~~ A companion home client may receive:

(a) Waiver-funded respite under chapter 388-845 WAC;

~~((5) A companion home client must not receive e))~~ (b) Overnight planned respite services under chapter 388-829R WAC((-)); and

~~((6) A companion home client must not receive))~~ (c) Planned respite at a residential habilitation center.

[Statutory Authority: RCW 71A.12.030, 71A.10.020 and 71A.12.040. WSR 18-22-106, § 388-829C-230, filed 11/6/18, effective 12/7/18. Statutory Authority: RCW 71A.12.010, 71A.12.030, and Title 71A RCW. WSR 09-20-004, § 388-829C-230, filed 9/24/09, effective 10/25/09. Statutory Authority: RCW 71A.12.30 [71A.12.030] and Title 71A RCW. WSR 07-16-102, § 388-829C-230, filed 7/31/07, effective 9/1/07.]

AMENDATORY SECTION (Amending WSR 18-22-106, filed 11/6/18, effective 12/7/18)

WAC 388-829C-232 How does DDA determine the amount of waiver-funded respite a ((companion home client's annual respite allocation)) client may receive? For waiver-funded respite, DDA determines a companion home client's annual respite allocation by adding the client's companion home services support score under WAC 388-828-6010 to their adjusted companion home services support score under WAC 388-828-6011.

[Statutory Authority: RCW 71A.12.030, 71A.10.020 and 71A.12.040. WSR 18-22-106, § 388-829C-232, filed 11/6/18, effective 12/7/18.]

AMENDATORY SECTION (Amending WSR 18-22-106, filed 11/6/18, effective 12/7/18)

WAC 388-829C-233 May the client or companion home provider request additional waiver-funded respite hours? ~~((1))~~ A client may request waiver-funded respite hours in addition to their annual respite allocation, or the companion home provider may request additional respite on behalf of the client in consultation with the client or the client's legal representative if the client has one.

~~((2) DDA may approve additional respite hours if a temporary and unexpected event occurs in the client or the companion home provider's life, such as an illness or injury.))~~

[Statutory Authority: RCW 71A.12.030, 71A.10.020 and 71A.12.040. WSR 18-22-106, § 388-829C-233, filed 11/6/18, effective 12/7/18.]

AMENDATORY SECTION (Amending WSR 18-22-106, filed 11/6/18, effective 12/7/18)

WAC 388-829C-234 Will DDA reduce the companion home daily rate if additional waiver-funded respite hours are approved? (1) ~~((If DDA approves additional respite hours under WAC 388-829C-233(2), the daily rate remains unchanged.~~

~~((2))~~ If DDA approves additional waiver-funded respite hours ~~((for any reason not under WAC 388-829C-233(2))),~~ DDA may reduce the companion home daily rate.

~~((3))~~ (2) ~~((If DDA approves additional respite hours under subsection (2) of this section))~~ To reduce the companion home daily rate, DDA:

(a) Divides the cost of the additional respite hours by the number of days remaining in the client's plan year; and

(b) Subtracts that amount from the companion home daily rate for the remaining number of days in the plan year.

~~((4))~~ (3) The cost of the additional respite hours is based on the identified respite provider's hourly rate.

[Statutory Authority: RCW 71A.12.030, 71A.10.020 and 71A.12.040. WSR 18-22-106, § 388-829C-234, filed 11/6/18, effective 12/7/18.]

NEW SECTION

WAC 388-829C-235 Will DDA reduce the companion home daily rate if a client receives state-funded respite? DDA may reduce a companion home daily rate if the client receives state-funded overnight planned respite services or state-funded planned respite at a residential habilitation center.

[]

AMENDATORY SECTION (Amending WSR 20-08-033, filed 3/24/20, effective 5/1/20)

WAC 388-829R-005 What definitions apply to this chapter? The following definitions apply to this chapter:

"Administrator" means the person responsible for daily management and operation of the overnight planned respite services site. The administrator may also be the owner.

"Authorization" means DDA approval of funding for a service as identified in the person-centered service plan or evidence of payment for a service.

"Client" means a person who has a developmental disability as defined in RCW 71A.10.020~~((5))~~ and who the DDA has determined eligible to receive services under chapter 71A.16 RCW. When used in this section, "you" is interchangeable with client.

"DDA" means the developmental disabilities administration, an administration of the department of social and health services and its employees and authorized agents.

"Direct support professional" means a person who interacts directly with a client during an overnight planned respite stay to provide services outlined in the client's overnight planned respite services individualized agreement.

"DSHS" or "the department" means the state of Washington department of social and health services and its employees and authorized agents.

"Family" means one or more of the following relatives: Spouse or registered domestic partner; natural; adoptive; or stepparent; grandparent; child; stepchild; sibling; stepsibling; uncle; aunt; first cousin; niece; or nephew.

"Legal representative" means a parent of a client if the client is under age 18, a court-appointed guardian if a decision is within the scope of the guardianship order, or any other person authorized by law to act for the client.

"Mandatory reporter" means any person working with vulnerable adults required to report suspected incidents of abandonment, abuse, neglect, financial exploitation under chapter 74.34 RCW.

"Nurse delegation" means the process by which a registered nurse transfers the performance of select nursing tasks to a nursing assistant-registered or nursing assistant-certified in select situations as set forth in chapter 18.79 RCW and WAC 246-840-910 through 246-840-970.

"Overnight planned respite services" means services that are intended to provide short-term intermittent relief for a person who lives with and acts as a DDA client's primary caregiver.

"Overnight planned respite services provider" and "provider" means an agency that is contracted to provide overnight planned respite services.

"Owner" means the person who accepts or delegates responsibility for the management and operation of the overnight planned respite services site. The owner may also be the administrator.

"Primary caregiver" means the person who provides the client's care and supervision and lives with the client.

[Statutory Authority: RCW 71A.12.030 and 71A.12.040. WSR 20-08-033, § 388-829R-005, filed 3/24/20, effective 5/1/20. Statutory Authority: RCW 71A.12.030, 71A.12.120, and 2015 3rd sp.s. c 4. WSR 16-17-003, § 388-829R-005, filed 8/4/16, effective 9/4/16.]

AMENDATORY SECTION (Amending WSR 20-08-033, filed 3/24/20, effective 5/1/20)

WAC 388-829R-011 Who is eligible to receive overnight planned respite services? To be eligible to receive overnight planned respite services, a client must:

- (1) Be eligible for DDA services under chapter 388-823 WAC;
- (2) Be ~~((eighteen))~~ 18 or older;
- (3) ~~((Be-living))~~ Live at home with a primary caregiver and not currently ~~((receiving))~~ receive:
 - (a) Residential habilitation services, unless receiving services from a companion provider; or ((under the core waiver))
 - (b) Community first choice residential services; and
- (4) Identify a backup caregiver to respond in an emergency if the primary caregiver is unavailable.

[Statutory Authority: RCW 71A.12.030 and 71A.12.040. WSR 20-08-033, § 388-829R-011, filed 3/24/20, effective 5/1/20.]

AMENDATORY SECTION (Amending WSR 20-08-033, filed 3/24/20, effective 5/1/20)

WAC 388-829R-165 What must overnight planned respite services providers do to plan for and respond to emergencies? (1) The over-

night planned respite services provider must develop an emergency response plan to address natural and other disasters.

(2) In an emergency, the overnight planned respite services provider must:

- (a) Immediately call 911 if it is a life-threatening emergency;
- (b) Provide emergency services;
- (c) Notify DDA;
- (d) Notify the primary caregiver, client's legal representative, or backup caregiver; and
- (e) Submit a written report to DDA.

[Statutory Authority: RCW 71A.12.030 and 71A.12.040. WSR 20-08-033, § 388-829R-165, filed 3/24/20, effective 5/1/20. Statutory Authority: RCW 71A.12.030, 71A.12.120, and 2015 3rd sp.s. c 4. WSR 16-17-003, § 388-829R-165, filed 8/4/16, effective 9/4/16.]

AMENDATORY SECTION (Amending WSR 20-08-033, filed 3/24/20, effective 5/1/20)

WAC 388-829R-170 What records must overnight planned respite services providers keep? (1) For each client, the overnight planned respite services providers must keep the following information:

- (a) The client's name and address;
- (b) The name, address, and telephone number of the client's primary (~~guardian~~) caregiver, (~~(or)~~) and the legal representative if the client has one;
- (c) A copy of the client's most recent person-centered service plan;
- (d) A copy of the client's overnight planned respite services individualized agreement;
- (e) Nurse delegation records, if applicable;
- (f) Progress notes;
- (g) Incident reports, if applicable;
- (h) Medication documentation, including a medication intake form and medication administration records, if applicable;
- (i) A list of the client's personal property upon arrival and departure; and
- (j) A record of money or gift cards managed by the respite provider on behalf of the client during the respite stay, if applicable.

(2) An overnight planned respite services provider must also keep the following:

- (a) Water temperature monitoring records;
- (b) Direct support professional training records;
- (c) Direct support professional time sheets specific to locations worked;
- (d) Payment records;
- (e) A signed copy of DSHS form 10-403 for each direct support professional and administrator.

[Statutory Authority: RCW 71A.12.030 and 71A.12.040. WSR 20-08-033, § 388-829R-170, filed 3/24/20, effective 5/1/20. Statutory Authority: RCW 71A.12.030, 71A.12.120, and 2015 3rd sp.s. c 4. WSR 16-17-003, § 388-829R-170, filed 8/4/16, effective 9/4/16.]

WSR 23-13-040
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Developmental Disabilities Administration)
 [Filed June 12, 2023, 3:06 p.m., effective July 13, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The developmental disabilities administration amended this rule to extend the due dates for continuing education credits required under chapter 388-829 WAC. On the effective date, these permanent rules supersede emergency rules currently enacted on these sections under WSR 23-13-037.

Citation of Rules Affected by this Order: Amending WAC 388-829-0087.

Statutory Authority for Adoption: RCW 74.39A.341.

Other Authority: RCW 74.39A.341.

Adopted under notice filed as WSR 23-09-040 on April 14, 2023.

A final cost-benefit analysis is available by contacting Chantelle Diaz, P.O. Box 45310, Olympia, WA 98504-5310, phone 360-790-4732, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

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 1, 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 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 1, Repealed 0.

Date Adopted: June 12, 2023.

Lisa N. H. Yanagida
 Chief of Staff

SHS-4973.2

AMENDATORY SECTION (Amending WSR 22-14-062, filed 6/29/22, effective 7/30/22)

WAC 388-829-0087 What continuing education credit is granted to direct support professionals employed during the pandemic and when must continuing education be completed? (1) The department finds that direct support professionals employed during the COVID-19 pandemic between March 1, 2020, and February 28, 2021, required emergent and intensive on-the-job training. Direct support professionals received critical, ongoing training in such topics as:

- (a) Donning and doffing personal protective equipment (PPE);
- (b) Hand hygiene;

- (c) Disinfection of high-touch surfaces;
- (d) Managing visitations and physical distancing;
- (e) Responding to newly infected residents;
- (f) Promotion of vaccination;
- (g) Protocols for quarantine;
- (h) Use of cloth face coverings;
- (i) Personal protection outside of the work environment; and
- (j) How to reduce exposure and spread.

(2) This on-the-job training was required of all service providers under WAC 388-829-0005. Instruction included infection control and the availability and distribution of personal protective equipment. Recognition of this training as a valid learning experience, in its various forms, was agreed upon with input from consumer and worker representatives, as the content was based on guidelines established by the Centers for Disease Control (CDC) and other federal, state, and local health care authorities.

(3) During this time, direct support professionals required ongoing critical training because guidance from the CDC, department of labor and industries, and other health authorities changed as more was learned about the SARS-CoV-2 virus. The department finds that this unprecedented on-the-job training comprised of at least 12 hours of continuing education between March 1, 2020, and February 28, 2021, and that this training:

(a) Is not considered to be repeated training as described in WAC 388-829-0100; and

(b) Satisfies the 12 hours of annual continuing education training.

(4) The direct support professional may apply the 12 hours of on-the-job training towards continuing education for either 2020 or 2021. The hours must be applied no later than December 31, 2021.

(5) All direct support professionals employed during the dates in subsection (3) of this section are granted 12 hours of DSHS-approved continuing education credit for the training entitled "COVID-19 On-The-Job Training Protocols," bearing the DSHS approval code CE2135218. No physical certificate for this training will be issued or required.

(6) The department recognizes that direct support professionals may not have completed training hours in excess of the 12 hours of CE granted in subsection (4) of this section due to the COVID-19 public health emergency.

(a) All direct support professionals have until ((December 31, 2022, or 120 days from the end of the COVID-19 training waivers established by gubernatorial proclamation, whichever is later,)) August 31, 2023, to complete any additional CE that may have become due ((while training waivers were in place)) between January 1, 2020, and February 28, 2023, in excess of the 12 hours of CE granted in subsection (4) of this section.

(b) For an employee required to complete training by their birthday under WAC ((388-101D-0085)) 388-829-0085 (1)(b), the employee ((will have 120 days from the end of the training waivers)) has until August 31, 2023, to complete ((the required CE if the employee's birthday is fewer than 120 days after the training waivers are lifted)) any additional CE that may have become due between January 1, 2020, and February 28, 2023, in excess of the 12 hours of CE granted in subsection (4) of this section.

[Statutory Authority: RCW 74.39A.074 and 71A.12.030. WSR 22-14-062, § 388-829-0087, filed 6/29/22, effective 7/30/22.]

WSR 23-13-070
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 23-75—Filed June 14, 2023, 1:39 p.m., effective July 15, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of this rule making is to regulate the commercial salmon fisheries in Willapa Bay and Grays Harbor. These rules are part of a comprehensive suite of rule-making packages to implement the new 2023-2024 salmon seasons for Washington state, developed through the broader North of Falcon process pursuant to the fish and wildlife commission's North of Falcon Policy C-3608 for 2019-2023 and the Administrative Procedure Act, chapter 34.05 RCW.

The North of Falcon process typically begins in January with the filing of the preproposal statement of inquiry (CR-101) and consists of government-to-government meetings involving the National Marine Fisheries Service (NMFS), treaty tribes, and Washington department of fish and wildlife (WDFW) representatives. Separate public meetings are held with stakeholders, both at a statewide and regional level, to review preseason run size forecasts, NMFS guidance relative to allowable impacts for species listed under the Endangered Species Act, which includes salmon, but other protected species as well, such as Southern Resident Killer Whales.

Four public stakeholder meetings specific to the Willapa Bay and Grays Harbor fisheries were held in March and April 2023. Additional public comment was accepted subsequent to the proposed rule making (CR-102) for the 2023 coastal commercial salmon fishery, filed on May 3, 2023 (WSR 23-10-088), including during the public hearing on the proposed rules held on June 8, 2023. The comprehensive North of Falcon meeting schedule and the meeting agendas, handouts, and audio recordings of the public meetings are available on WDFW's website at <https://wdfw.wa.gov/fishing/management/north-falcon/public-meetings>.

While these rules regulate only commercial fisheries, the seasons specified in these rules are an integral part of implementing commercial and recreational fisheries in a coordinated manner pursuant to the Willapa Bay Salmon Management Policy C-3622 and Grays Harbor Basin Salmon Management Policy C-3621. As such, the commercial fisheries for 2023-2024 are structured in a manner intended to consider and provide both commercial and recreational fishing opportunities in Willapa Bay and Grays Harbor, while ensuring conservation requirements and management objectives in federal and state laws and regulations, state/tribal harvest management agreements, and fish and wildlife commission policies are met.

Even though drafted as amendments to preceding rules, these new amendments function as a coordinated and unitary fishery rule-making package for the 2023-2024 fishery season, and thus substantively replace prior years' fisheries in Willapa Bay and Grays Harbor. Specifically, these rules replace and supersede the language in WAC 220-354-250 for the Willapa Bay salmon fall fishery and WAC 220-354-290 for the Grays Harbor salmon fall fishery in their entirety.

Included in the fish and wildlife commission's North of Falcon Policy C-3608 for 2019-2023 is a delegation of authority to the director of WDFW to adopt the implementing regulations, including this rule making, resulting from the North of Falcon process.

Citation of Rules Affected by this Order: Amending WAC 220-354-250 and 220-354-290.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047.

Adopted under notice filed as WSR 23-10-088 on May 3, 2023.

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 2, 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: June 14, 2023.

Kelly Susewind
Director

OTS-4527.1

AMENDATORY SECTION (Amending WSR 22-14-053, filed 6/29/22, effective 7/30/22)

WAC 220-354-250 Willapa Bay salmon fall fishery. From August 16 through December 31 of each year, it is unlawful to fish for salmon in Willapa Bay for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

Fishing periods:

(1) Gillnet gear may be used to fish for coho salmon, chum salmon, and Chinook salmon for the dates listed in the table below:

Area	Time	Date(s)	Maximum Mesh Size
((2N, 2M	6:00 a.m. through 6:00 p.m.	8/26	4.25"
2N, 2M	6:00 a.m. through 6:00 p.m.	9/2	4.25"
2N, 2M	6:00 a.m. through 6:00 p.m.	9/7	4.25"
2N	7:00 a.m. through 7:00 p.m.	9/12, 9/13, 9/15, 9/16, 9/17	4.25"
2M	7:00 a.m. through 7:00 p.m.	9/12, 9/13, 9/15, 9/16	4.25"
2T, 2U	7:00 a.m. through 7:00 p.m.	9/16, 9/17	4.25"
2N, 2M, 2R, 2T, 2U	7:00 a.m. through 7:00 p.m.	9/19, 9/20, 9/21, 9/22, 9/23	6.5"
2N, 2M, 2R, 2T, 2U	7:00 a.m. through 7:00 p.m.	9/26, 9/27, 9/29, 9/30, 10/1	6.5"
2N, 2M, 2R, 2T, 2U	7:00 a.m. through 7:00 p.m.	10/3, 10/4, 10/5, 10/6, 10/7	6.5"
2N, 2R, 2T, 2U	7:00 a.m. through 7:00 p.m.	10/9, 10/10, 10/13, 10/15	6.5"
2M	7:00 a.m. through 7:00 p.m.	10/9, 10/10	6.5"
2N, 2T, 2U	7:00 a.m. through 7:00 p.m.	11/1, 11/2, 11/3, 11/4, 11/5	6.5"

Area	Time	Date(s)	Maximum Mesh Size
<u>2N, 2M, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/7, 11/11</u>	<u>6.5"</u>
<u>2N, 2M, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/16</u>	<u>6.5"))</u>
<u>2N</u>	<u>6:00 a.m. through 6:00 p.m.</u>	<u>8/20</u>	<u>4.25"</u>
<u>2M, 2R</u>	<u>6:00 a.m. through 6:00 p.m.</u>	<u>8/25</u>	<u>4.25"</u>
<u>2N</u>	<u>6:00 a.m. through 6:00 p.m.</u>	<u>8/27</u>	<u>4.25"</u>
<u>2M, 2R</u>	<u>6:00 a.m. through 6:00 p.m.</u>	<u>8/31</u>	<u>4.25"</u>
<u>2N, 2R</u>	<u>6:00 a.m. through 6:00 p.m.</u>	<u>9/10, 9/13</u>	<u>4.25"</u>
<u>2N, 2M, 2R, 2T, 2U</u>	<u>6:00 a.m. through 6:00 p.m.</u>	<u>9/16</u>	<u>4.25"</u>
<u>2N, 2M, 2R, 2T</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/17</u>	<u>4.25"</u>
<u>2N, 2M, 2R, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/18</u>	<u>4.25"</u>
<u>2N, 2M, 2R, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/19, 9/20</u>	<u>4.25"</u>
<u>2N, 2M, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/21, 9/22</u>	<u>4.25"</u>
<u>2M</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/23</u>	<u>4.25"</u>
<u>2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/24, 9/25, 9/26, 9/27, 9/28</u>	<u>4.25"</u>
<u>2N, 2M, 2R</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/24</u>	<u>6.5"</u>
<u>2N, 2M, 2R, 2T</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/25, 9/26, 9/27, 9/28, 9/29</u>	<u>6.5"</u>
<u>2M</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>9/30</u>	<u>6.5"</u>
<u>2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/1, 10/2, 10/3, 10/4, 10/5, 10/6</u>	<u>4.25"</u>
<u>2N, 2M, 2R, 2T</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/1, 10/2, 10/3</u>	<u>6.5"</u>
<u>2N, 2M, 2R</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/4</u>	<u>6.5"</u>
<u>2N, 2M, 2R, 2T</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/5, 10/6</u>	<u>6.5"</u>
<u>2M, 2T</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/7</u>	<u>6.5"</u>
<u>2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/9, 10/10, 10/11, 10/12, 10/13</u>	<u>4.25"</u>
<u>2N, 2M, 2R, 2T</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>10/9, 10/10, 10/11, 10/12, 10/13</u>	<u>6.5"</u>
<u>2N, 2R, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/2</u>	<u>6.5"</u>
<u>2N, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/3</u>	<u>6.5"</u>
<u>2N, 2M, 2R, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/6</u>	<u>6.5"</u>
<u>2N, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/9</u>	<u>6.5"</u>
<u>2N, 2M, 2R, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/13</u>	<u>6.5"</u>
<u>2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/16</u>	<u>6.5"</u>
<u>2N, 2M, 2R, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/20</u>	<u>6.5"</u>
<u>2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/21</u>	<u>6.5"</u>
<u>2M, 2T, 2U</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>11/27</u>	<u>6.5"</u>

Gear :

(2) Gillnet gear restrictions - All areas:

(a) Drift gillnet gear only. It is unlawful to use set net gear.

(b) It is permissible to have on-board a commercial vessel more than one net, provided the nets are of a mesh size that is legal for the fishery, and the length of any one net does not exceed one thousand five hundred feet in length.

(c) It is unlawful to use a gillnet to fish for salmon if the lead line weighs more than two pounds per fathom of net as measured on the cork line.

(d) It is permissible to have a gillnet with a lead line weighing more than two pounds per fathom aboard a vessel when the vessel is fishing in or transiting through Willapa Bay, provided the net is 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 that is 3/8 (0.375) inches or greater.

(e) From 12:01 a.m. August ((26)) 20 through 11:59 p.m. November ((16, 2022)) 27, 2023: Mesh size must not exceed six and one-half inches stretched, except mesh size must not exceed four and one-quarter inches stretched in Area 2N on August ((26, September 2, 7, 12, 13, 15, 16, and 17, Area 2M on August 26, September 2, 7, 12, 13, 15, and 16, and Areas 2T and 2U on September 16 and 17, 2022)) 20, 27, September 10, 13, 16, 17, 18, 19, 20, 21, and 22, Area 2M on August 25, 31, September 16, 17, 18, 19, 20, 21, 22, and 23, Area 2R on August 25, 31, September 16, 17, 18, 19, and 20, Area 2T on September 16, 17, 18, 21, and 22, and Area 2U on September 16, 18, 19, 20, 21, 22, September 24 through September 28, October 1 through October 6, and October 9 through October 13, 2023.

Other:

(3) Recovery boxes and soak time limits described in this section are required from 12:01 a.m. August ((26)) 20 through 11:59 p.m. November ((16, 2022)) 27, 2023:

(a) Each boat must have two operable recovery boxes or one box with two chambers on board when fishing in Willapa Bay Areas 2M, 2N, 2R, 2T, and 2U.

(i) Each box and chamber must be operating during any time the net is being retrieved or picked. The flow in the recovery box must be a minimum of 16 gallons per minute in each chamber of the box, not to exceed 20 gallons per minute.

(ii) Each chamber of the recovery box must meet the following dimensions as measured from within the box:

(A) The inside length measurement must be at or within 39-1/2 inches to 48 inches;

(B) The inside width measurements must be at or within 8 to 10 inches; and

(C) The inside height measurement must be at or within 14 to 16 inches.

(iii) Each chamber of the recovery box must include a water inlet hole between 3/4 inch and 1 inch in diameter, centered horizontally across the door or wall of the chamber and 1-3/4 inches from the floor of the chamber. Each chamber of the recovery box must include a water outlet hole opposite the inflow that is at least 1-1/2 inches in diameter. The center of the outlet hole must be located a minimum of 12 inches above the floor of the box or chamber. The fisher must demonstrate to department employees, fish and wildlife enforcement officers, or other peace officers, upon request, that the pumping system is delivering the proper volume of fresh river/bay water into each chamber.

(b) From 12:01 a.m. August ((26)) 20 through 11:59 p.m. November ((16, 2022)) 27, 2023, all steelhead and all wild (unmarked) Chinook must be placed in an operating recovery box, which meets the requirements in (a) of this subsection prior to being released to the river/bay as set forth in (c) of this subsection.

(c) All fish placed in recovery boxes must remain until they are not lethargic and/or not bleeding and must be released to the river/bay prior to landing or docking.

(d) Soak time must not exceed 45 minutes. Soak time is defined as the time elapsed from when the first of the gillnet web is deployed into the water until the gillnet web is fully retrieved from the water.

(4) Quick reporting is required for wholesale dealers and fishers retailing their catch under a "limited fish seller endorsement." According to WAC 220-352-320, reports must be submitted by 10:00 a.m. on the day after the purchase date, unless otherwise specified in a voluntary electronic fish receiving ticket reporting agreement (see WAC 220-352-035(3)).

(5) Retention prohibitions:

(a) All green and white sturgeon and all steelhead, except as provided in subsection (3) of this section, must be handled with care to minimize injury to the fish and must be released immediately to the river/bay.

(b) Retention of any species other than coho, Chinook, or chum salmon is prohibited.

(c) From 12:01 a.m. August (~~(26)~~) 20 through 11:59 p.m. November (~~(16, 2022)~~) 27, 2023, retention of any species other than coho salmon, hatchery Chinook salmon marked by a healed scar at the site of the adipose fin, or chum salmon is prohibited.

(6) Report all encounters of green sturgeon, white sturgeon, and steelhead, (your name, date of encounter, and number of species encountered) to the quick reporting office via phone at #866-791-1280, fax at #360-249-1229, or email at harborfishtickets@dfw.wa.gov. Fishers may have wholesale dealers use the "buyer only" portion of the fish ticket and have encounters included with each day's quick reporting.

(7) Do not remove tags from white sturgeon. Please obtain available information from tags without removing tags. Submit tag information to the Washington Department of Fish and Wildlife, 48 Devonshire Rd., Montesano, WA 98563.

(8) Those waters of Area 2T, north of a line from Toke Point channel marker 3 easterly through Willapa Harbor channel marker 13 (green), then northeasterly to the power transmission pole located at 46°43.1907'N, 123°50.83134'W are (~~closed~~) CLOSED from 12:01 a.m. September 16, (~~(2022)~~) 2023, through 11:59 p.m., September 30, (~~(2022)~~) 2023.

(9) It is unlawful to fish with gillnet gear in Areas 2M, 2N, 2R, 2T, and 2U unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and has in their possession while fishing a department-issued certification card.

(10) Fishers must take department observers, if requested by department staff, when participating in these openings. Fishers also must provide notice of intent to participate by contacting quick reporting by phone, fax, or email, listed in subsection (6) of this section. Notice of intent must be given prior to 5:00 p.m. on August (~~(19, 2022)~~) 11, 2023.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-053 (Order 22-116), § 220-354-250, filed 6/29/22, effective 7/30/22; WSR 21-14-069 (Order 21-93), § 220-354-250, filed 7/2/21, effective 8/2/21; WSR 20-14-051 (Order 20-103), § 220-354-250, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 19-15-053 (Order 19-127), § 220-354-250, filed 7/12/19, effective 8/12/19; WSR 18-15-070, § 220-354-250, filed 7/17/18, effective 8/17/18. Statutory Authority: RCW 77.04.090 and 77.04.130. WSR 18-11-052 (Order 18-92), § 220-354-250, filed 5/10/18, effective 6/10/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 17-17-012, § 220-354-250, filed 8/4/17, effective 9/4/17. 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 § 220-354-250, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.12.045, 77.12.047, and 77.04.055. WSR 16-15-029 (Order 16-176), § 220-40-027, filed 7/12/16, effective 8/12/16; WSR 15-18-029 (Order 15-281), § 220-40-027, filed 8/25/15, effective 9/8/15; WSR 14-15-052 (Order 14-173), § 220-40-027, filed 7/11/14, effective 8/11/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 13-17-001 (Order 13-184), § 220-40-027, filed 8/7/13, effective 8/12/13; WSR 12-11-093, § 220-40-027, filed 5/18/12, effective 6/18/12; WSR 11-14-003 (Order 11-91), § 220-40-027, filed 6/22/11, effective 7/23/11; WSR 10-12-061 (Order 09-108), § 220-40-027, filed 5/27/10, effective 6/27/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-16-125 (Order 09-109), § 220-40-027, filed 8/4/09, effective 9/4/09; WSR 08-15-003 (Order 08-166), § 220-40-027, filed 7/3/08, effective 8/3/08. Statutory Authority: RCW 77.04.020, 77.12.047, and 77.65.200. WSR 07-17-010, § 220-40-027, filed 8/3/07, effective 9/3/07. Statutory Authority: RCW 77.12.047. WSR 05-17-006 (Order 05-167), § 220-40-027, filed 8/3/05, effective 9/3/05; WSR 04-16-013 (Order 04-183), § 220-40-027, filed 7/22/04, effective 8/22/04; WSR 03-18-004 (Order 03-208), § 220-40-027, filed 8/20/03, effective 9/20/03; WSR 02-16-021 (Order 02-173), § 220-40-027, filed 7/26/02, effective 8/26/02; WSR 01-13-055 (Order 01-104), § 220-40-027, filed 6/15/01, effective 7/16/01; WSR 00-23-065 (Order 00-240), § 220-40-027, filed 11/15/00, effective 12/16/00. Statutory Authority: RCW 75.08.080. WSR 99-24-104 (Order 99-206), § 220-40-027, filed 11/30/99, effective 12/31/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-40-027, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-15-148 (Order 97-123), § 220-40-027, filed 7/23/97, effective 8/23/97; WSR 96-13-035 (Order 96-77), § 220-40-027, 6/11/96, effective 7/12/96; WSR 95-13-065 (Order 95-76), § 220-40-027, filed 6/19/95, effective 7/20/95; WSR 94-16-017 (Order 94-61), § 220-40-027, filed 7/21/94, effective 8/21/94; WSR 93-14-042 (Order 93-54), § 220-40-027, filed 6/29/93, effective 7/30/93; WSR 90-18-023 (Order 90-77), § 220-40-027, filed 8/24/90, effective 9/24/90; WSR 89-16-056 (Order 89-71), § 220-40-027, filed 7/28/89, effective 8/28/89.]

OTS-4528.1

AMENDATORY SECTION (Amending WSR 22-14-053, filed 6/29/22, effective 7/30/22)

WAC 220-354-290 Grays Harbor salmon fall fishery. From August 16 through December 31 of each year, it is unlawful to fish for salmon in Grays Harbor for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

Fishing periods:

(1) Gillnet gear may be used to fish for Chinook, coho, and chum salmon, and shad as provided in this section and in the ~~(chart)~~ tables below.

((Time: Areas:
 12:01 p.m. through 7:00 p.m. Area 2A and Area 2D
 September 28; Maximum Mesh Size
 4.25"
 12:01 p.m. through 7:00 p.m. Maximum Mesh Size
 October 12; 4.25"
 7:00 a.m. through 7:00 p.m.
 October 19;
 7:00 a.m. through 7:00 p.m.
 October 20;
 7:00 a.m. through 7:00 p.m.
 October 24;
 7:00 a.m. through 7:00 p.m.
 October 25;
 7:00 a.m. through 7:00 p.m.
 October 26;
 7:00 a.m. through 7:00 p.m.
 November 1;
 AND
 7:00 a.m. through 7:00 p.m.
 November 2;
 AND
 7:00 a.m. October 17 through Area 2C
 7:00 p.m. October 18;
 AND
 7:00 a.m. through 7:00 p.m.
 October 27.))

<u>Area</u>	<u>Time</u>	<u>Date(s)</u>	<u>Maximum Mesh Size</u>
<u>2A, 2D</u>	<u>12:01 p.m. through 7:00 p.m.</u>	<u>October 3</u>	<u>4.25"</u>
<u>2A, 2D</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>October 4</u>	<u>4.25"</u>
<u>2A, 2D</u>	<u>12:01 p.m. through 7:00 p.m.</u>	<u>October 18</u>	<u>4.25"</u>
<u>2A, 2D</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>October 26</u>	<u>6.50"</u>
<u>2A, 2D</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>October 30</u>	<u>6.50"</u>
<u>2A, 2D</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>October 31</u>	<u>6.50"</u>
<u>2A, 2D</u>	<u>7:00 a.m. through 7:00 p.m.</u>	<u>November 1</u>	<u>6.50"</u>

<u>Area</u>	<u>Time and Date</u>	<u>Maximum Mesh Size</u>
<u>2C</u>	<u>7:00 a.m. October 23 through 7:00 p.m. October 24</u>	<u>9.00"</u>
<u>2C</u>	<u>7:00 a.m. through 7:00 p.m. November 2</u>	<u>9.00"</u>

Gear :

(2) Gillnet gear restrictions - All areas:

(a) It is permissible to have on board a commercial vessel more than one net, provided that the length of any one net does not exceed 1,500 feet in length. Nets not specifically authorized for use in this fishery may be aboard 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 10 revolutions of rope that is 3/8 (0.375) inches in diameter or greater.

(b) Areas 2A and 2D from ((September 28)) October 3 through November 30: Gillnet gear only.

(i) Drift gillnet gear only. It is unlawful to use set net gear.

(ii) It is unlawful to utilize any object, except the vessel deploying the gear, to impede a gillnet or its attached line or float from drifting.

(iii) Mesh size must not exceed six and one-half inch maximum, except mesh size must not exceed four and one-quarter inches stretched in Areas 2A and 2D on (~~September 28 and October 12, 2022~~) October 3-4, and October 18, 2023.

(iv) It is unlawful to use a gillnet to fish for salmon if the lead line weighs more than two pounds per fathom of net as measured on the cork line. It is permissible to have a gillnet with a lead line weighing more than two pounds per fathom aboard a vessel when the vessel is fishing in or transiting through Grays Harbor.

(c) Area 2C from October 1 through November 30: Gillnet gear only.

(i) Drift gillnet gear only. It is unlawful to use set net gear.

(ii) It is unlawful to utilize any object, except the vessel deploying the gear, to impede a gillnet or its attached line or float from drifting.

(iii) Mesh size must not exceed nine inches.

(iv) It is unlawful to use a gillnet to fish for salmon if the lead line weighs more than two pounds per fathom of net as measured on the cork line. It is permissible to have a gillnet with a lead line weighing more than two pounds per fathom aboard a vessel when the vessel is fishing in or transiting through Grays Harbor.

Other:

(3) Recovery boxes and soak times:

(a) Each boat must have two operable recovery boxes or one box with two chambers on board when fishing Areas 2A, 2C, and 2D.

(i) Each box and chamber must be operating during any time the net is being retrieved or picked and any time a fish is being held in accordance with (b) and (c) of this subsection. The flow in the recovery box must be a minimum of 16 gallons per minute in each chamber of the box, not to exceed 20 gallons per minute.

(ii) Each chamber of the recovery box must meet the following dimensions as measured from within the box:

(A) The inside length measurement must be at or within 39-1/2 inches to 48 inches;

(B) The inside width measurements must be at or within 8 to 10 inches; and

(C) The inside height measurement must be at or within 14 to 16 inches.

(iii) Each chamber of the recovery box must include a water inlet hole between 3/4 inch and 1 inch in diameter, centered horizontally across the door or wall of the chamber and 1-3/4 inches from the floor of the chamber. Each chamber of the recovery box must include a water outlet hole opposite the inflow that is at least 1-1/2 inches in diameter. The center of the outlet hole must be located a minimum of 12 inches above the floor of the box or chamber. The fisher must demonstrate to department employees, fish and wildlife enforcement officers, or other peace officers, upon request, that the pumping system is delivering the proper volume of fresh river or fresh bay water into each chamber.

(b) When fishing in Grays Harbor Areas 2A and 2D, all steelhead and wild (unmarked) Chinook must be placed in an operating recovery box which meets the requirements in (a) of this subsection prior to

being released to the river/bay as set forth in (d) of this subsection.

(c) When fishing in Grays Harbor Area 2C, all steelhead must be placed in an operating recovery box which meets the requirements in (a) of this subsection prior to being released to the river/bay as set forth in (d) of this subsection.

(d) All fish placed in recovery boxes must remain until they are not lethargic and not bleeding and must be released to the river or bay prior to landing or docking.

(e) For Areas 2A and 2D, soak time must not exceed 45 minutes. Soak time is defined as the time elapsed from when the first of the gillnet web is deployed into the water until the gillnet web is fully retrieved from the water.

(4) Retention of any species other than coho, chum, hatchery Chinook marked by a healed scar at the site of the adipose fin, or shad is prohibited in Areas 2A and 2D from (~~September 28~~) October 3 through November 30.

(5) Retention of any species other than Chinook, chum, coho or shad, is prohibited in Area 2C from October 1 through November 30.

(6) Quick reporting is required for original receivers. According to WAC 220-352-320, reports must be made by 10:00 a.m. the day following landing, unless otherwise specified in an electronic fish receiving ticket reporting agreement (see WAC 220-352-035(3)).

(7) Report all encounters of green sturgeon to the quick reporting office via phone at 866-791-1280, fax at 360-249-1229, or email at harborfishtickets@dfw.wa.gov. Fishers may have wholesale fish buyers use the "buyer only" portion of the fish ticket and include encounters with each day's quick reporting.

(8) Do NOT remove tags from white or green sturgeon. Please obtain available information from tags without removing tags. Submit tag information to:

Washington Department of Fish and Wildlife
48 Devonshire Rd.
Montesano, WA 98563.

(9) (a) Fishers must take department observers, if requested, by department staff when participating in these openings.

(b) Fishers also must provide notice of intent to participate by contacting Quick Reporting by phone, fax or email. Notice of intent must be given prior to 5:00 p.m. on September (~~21~~) 26, for openings in Areas 2A, 2C, or 2D.

(10) It is unlawful to fish for salmon with tangle net or gillnet gear in Areas 2A and 2D unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and has in his or her possession a department-issued certification card.

(11) Those waters of Area 2D commonly known as the South Channel, shoreward of a line projected from a point on the southwest side of Hwy 105 bridge (46°53.925'N, 123°59.986'W) then northwest to a point on an unnamed projection of land (46°54.060'N, 124°0.239'W) then northerly to Channel Marker 8 (46°55.369'N, 124°00.576'W) and to Channel Marker 27 (46°56.487'N, 124°0.394'W), then easterly to North Pipeline Beacon (46°57.329'N, 123°50.957'W) and south easterly in a straight line through the South Pipeline Beacon (46°57.303'N, 123°50.932'W) to the south shore are closed from 12:01 a.m. (~~September 28, 2022~~) October 3, 2023, through 11:59 p.m., October (~~20, 2022~~) 21, 2023.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-053 (Order 22-116), § 220-354-290, filed 6/29/22, effective 7/30/22; WSR 21-14-069 (Order 21-93), § 220-354-290, filed 7/2/21, effective 8/2/21; WSR 20-14-051 (Order 20-103), § 220-354-290, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 19-15-054 (Order 19-129), § 220-354-290, filed 7/12/19, effective 8/12/19; WSR 18-17-071 (Order 18-191), § 220-354-290, filed 8/10/18, effective 9/10/18. Statutory Authority: RCW 77.04.090 and 77.04.130. WSR 18-11-052 (Order 18-92), § 220-354-290, filed 5/10/18, effective 6/10/18. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 17-22-100, § 220-354-290, filed 10/30/17, effective 1/1/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 17-19-007 (Order 17-234), § 220-354-290, filed 9/7/17, effective 10/8/17. 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 § 220-354-290, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 16-19-010 (Order 16-239), § 220-36-023, filed 9/8/16, effective 10/9/16; WSR 15-19-086 (Order 15-343), § 220-36-023, filed 9/16/15, effective 10/11/15; WSR 14-20-023 (Order 14-268), § 220-36-023, filed 9/19/14, effective 10/20/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 13-19-027 (Order 13-227), § 220-36-023, filed 9/9/13, effective 10/10/13; WSR 12-11-093, § 220-36-023, filed 5/18/12, effective 6/18/12; WSR 11-14-003 (Order 11-91), § 220-36-023, filed 6/22/11, effective 7/23/11; WSR 10-12-061 (Order 09-108), § 220-36-023, filed 5/27/10, effective 6/27/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-16-125 (Order 09-109), § 220-36-023, filed 8/4/09, effective 9/4/09; WSR 08-15-003 (Order 08-166), § 220-36-023, filed 7/3/08, effective 8/3/08. Statutory Authority: RCW 77.04.020, 77.12.047, and 77.65.200. WSR 07-17-010, § 220-36-023, filed 8/3/07, effective 9/3/07. Statutory Authority: RCW 77.12.047. WSR 05-17-006 (Order 05-167), § 220-36-023, filed 8/3/05, effective 9/3/05; WSR 04-16-013 (Order 04-183), § 220-36-023, filed 7/22/04, effective 8/22/04; WSR 03-18-004 (Order 03-208), § 220-36-023, filed 8/20/03, effective 9/20/03; WSR 01-13-055 (Order 01-104), § 220-36-023, filed 6/15/01, effective 7/16/01; WSR 00-23-065 (Order 00-240), § 220-36-023, filed 11/15/00, effective 12/16/00. Statutory Authority: RCW 75.08.080. WSR 99-24-104 (Order 99-206), § 220-36-023, filed 11/30/99, effective 12/31/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-36-023, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-15-148 (Order 97-123), § 220-36-023, filed 7/23/97, effective 8/23/97; WSR 96-13-035 (Order 96-77), § 220-36-023, filed 6/11/96, effective 7/12/96; WSR 95-13-065 (Order 95-76), § 220-36-023, filed 6/19/95, effective 7/20/95; WSR 94-13-014 (Order 94-46), § 220-36-023, filed 6/3/94, effective 7/4/94; WSR 93-14-042 (Order 93-54), § 220-36-023, filed 6/29/93, effective 7/30/93; WSR 90-18-023 (Order 90-77), § 220-36-023, filed 8/24/90, effective 9/24/90; WSR 89-16-056 (Order 89-71), § 220-36-023, filed 7/28/89, effective 8/28/89.]

WSR 23-13-071
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 23-74—Filed June 14, 2023, 1:41 p.m., effective July 15, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of this rule making is to regulate the commercial salmon fisheries in Puget Sound. These rules are part of a comprehensive suite of rule-making packages to implement the new 2023-2024 salmon seasons for Washington state developed through the broader North of Falcon process pursuant to the fish and wildlife commission's North of Falcon Policy C-3608 for 2019-2023 and the Administrative Procedure Act, chapter 34.05 RCW.

The North of Falcon process typically begins in January with the filing of the preproposal statement of inquiry (CR-101) and consists of government-to-government meetings involving the National Marine Fisheries Service (NMFS), treaty tribes, and Washington department of fish and wildlife (WDFW) representatives. Separate public meetings are held with stakeholders, both at a statewide and regional level, to review preseason run size forecasts, NMFS guidance relative to allowable impacts for species listed under the Endangered Species Act, which includes salmon, but other protected species as well, such as southern resident killer whales.

Stakeholder meetings specific to the Puget Sound fisheries were held in March and April 2023. Additional public comment was accepted subsequent to the proposed rule making (CR-102) for the 2023 Puget Sound commercial salmon fishery filed on May 3, 2023 (WSR 23-10-089), including during the public hearing on the proposed rules held on June 8, 2023. The comprehensive North of Falcon meeting schedule and the meeting agendas, handouts, and audio recordings of the public meetings are available on WDFW's website at <https://wdfw.wa.gov/fishing/management/north-falcon/public-meetings>.

While these rules regulate only commercial fisheries, the seasons specified in these rules are structured in a coordinated manner intended to provide commercial and recreational fishing opportunities in Puget Sound while ensuring conservation requirements and management objectives in federal and state laws and regulations, state/tribal harvest management agreements, and fish and wildlife commission policies are met.

Even though drafted as amendments to preceding rules, these new amendments function as a coordinated and unitary fishery rule-making package for the 2023-2024 fishery season, and thus substantively replace prior years' fisheries in Puget Sound. Specifically, these rules replace and supersede the language in these WAC in their entirety: WAC 220-354-080 Puget Sound salmon—Closed areas, 220-354-120 Puget Sound salmon—Purse seine—Open periods, 220-354-160 Puget Sound salmon—Gillnet—Open periods, 220-354-180 Puget Sound salmon—Reef net—Open periods, 220-354-210 Puget Sound salmon—Beach seine—Open periods, and 220-301-030 Puget Sound Salmon Management and Catch Reporting Areas.

Included in the fish and wildlife commission's North of Falcon Policy C-3608 for 2019-2023 is a delegation of authority to the Director of WDFW to adopt the implementing regulations, including this rule making, resulting from the North of Falcon process.

Citation of Rules Affected by this Order: Amending WAC 220-354-080 Puget Sound salmon—Closed areas, 220-354-120 Puget Sound salmon—Purse seine—Open periods, 220-354-160 Puget Sound salmon—

Gillnet—Open periods, 220-354-180 Puget Sound salmon—Reef net—Open periods, 220-354-210 Puget Sound salmon—Beach seine—Open periods, and 220-301-030 Puget Sound Salmon Management and Catch Reporting Areas.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.04.045 [77.12.045], and 77.12.047.

Adopted under notice filed as WSR 23-10-089 on May 3, 2023.

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 6, 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: June 14, 2023.

Kelly Susewind
Director

OTS-4542.1

AMENDATORY SECTION (Amending WSR 19-15-051, filed 7/12/19, effective 8/12/19)

WAC 220-301-030 Puget Sound Salmon Management and Catch Reporting Areas. (1) **Area 4B** shall include those waters of Puget Sound easterly of a line projected from Bonilla Point (48°35'43.5"N, 124°42'59.7"W) on Vancouver Island to the Cape Flattery Light on Tatoosh Island (Light List No. 16145 Fl(2)20s112ft 14M, 48°23'31.2"N, 124°44'12.9"W), thence to the most westerly point on Cape Flattery (48°22'52.1"N, 124°43'54.3"W) and westerly of a line projected true north from the fishing boundary marker at the mouth of the Sekiu River (48°17'16.1"N, 124°23'43.4"W).

(2) **Area 5** shall include those waters of Puget Sound easterly of a line projected true north from the fishing boundary marker at the mouth of the Sekiu River (48°17'16.1"N, 124°23'43.4"W) and westerly of a line projected true north from Low Point (48°09'38.9"N, 123°49'36.5"W).

(3) **Area 6** shall include those waters of Puget Sound easterly of a line projected from the Angeles Point (48°09'03.3"N, 123°33'11.6"W) to the Race Rock Light (Light List No. 16225 FlW10s118ft19M, 48°17'52.9"N, 123°31'53.1"W), northerly of a line projected from the New Dungeness Light (Light List No. 16335 FlW5s67ft18M, 48°10'54.3"N, 123°06'36.9"W) to the Point Partridge Light (Light List No. 16400 FlW5s105ft13M, 48°13'28.8"N, 122°46'09.9"W), westerly of a line projected from the Point Partridge Light (Light List No. 16400 Fl.W5s105ft13M, 48°13'28.8"N, 122°46'09.9"W) to the Smith Island Light (Light List No. 16375 Fl10s97ft.14M, 48°19'14.4"N, 122°49'51.4"W), and

southerly of a line projected from the Smith Island Light (Light List No. 16375 Fl.10s97ft.14M, 48°19'14.4"N, 122°49'51.4"W) to Rosario Strait traffic separation lane entrance lighted Buoy R (Light List No. 16340 FLY25s6M"RA," 48°16'25.3"N, 123°06'34.6"W) to the Trial Island Light (Light List No. 16265 FlG5s93ft13M, 48°23'42.3"N, 123°18'18.6"W).

(4) **Area 6A** shall include those waters of Puget Sound easterly of a line projected from the Point Partridge Light (Light List No. 16400 FlW5s105ft13M, 48°13'28.8"N, 122°46'09.9"W) to the Smith Island Light (Light List No. 16375 Fl10s97ft14M, 48°19'14.4"N, 122°49'51.4"W) to the northeasterly of the Lawson Reef Junction Lighted Bell Buoy (Light List No. 19320 RGF1(2+1)R6sBell, 48°24'03.3"N, 122°42'57.7"W) to the Initiative 77 marker on Fidalgo Island (48°25'14.2"N, 122°40'04.5"W) and westerly of a line projected from Reservation Head on Fidalgo Island (48°28'41.8"N, 122°39'28.1"W) to West Point on Whidbey Island (48°24'08.4"N, 122°39'46.1"W).

(5) **Area 6B** shall include those waters of Puget Sound southerly of a line projected from the New Dungeness Light (Light List No. 16335 FlW5s67ft18M, 48°10'54.3"N, 123°06'36.9"W) to the Point Partridge Light (Light List No. 16400 FlW5s105ft13M, 48°13'28.8"N, 122°46'09.9"W), westerly of a line projected from the Point Partridge Light (Light List No. 16400 FlW5s105ft13M, 48°13'28.8"N, 122°46'09.9"W) to the Point Wilson Light (Light List No. 16475 AlRW5s51ft15M, 48°08'39.0"N, 122°45'17.2"W) and easterly of a line projected 154 degrees true from New Dungeness Light (Light List No. 16335 FlW5s67ft18M, 48°10'54.3"N, 123°06'36.9"W) to Kulo Kala Point (48°07'13.1"N, 123°03'58.7"W).

(6) **Area 6C** shall include those waters of Puget Sound easterly of a line projected true north from Low Point (48°09'38.9"N, 123°49'36.5"W) and westerly of a line projected from the Angeles Point (48°09'03.3"N, 123°33'11.6"W) to the Race Rock Light (Light List No. 16225 FlW10s118ft19M).

(7) **Area 6D** shall include those waters of Puget Sound westerly of a line projected 155 degrees true from New Dungeness Spit Light (Light List No. 16335 FlW5s67ft18M, 48°10'54.3"N, 123°06'36.9"W) to Kulo Kala Point (48°07'13.1"N, 123°03'58.7"W).

(8) **Area 7** shall include those waters of Puget Sound southerly of a line projected true east-west through Sandy Point Light No. 2 (Light List No. 19880 Fl R 4s 16ft 4M "2," 48°47'12.4"N, 122°42'44.7"W), northerly of a line projected from the Trial Island Light (Light List No. 16265 FlG5s93ft13M, 48°23'42.3"N, 123°18'18.6"W) to the Rosario Strait traffic separation lane entrance lighted Buoy R (Light List No. 16340 FLY2.5s6M"RA," 48°16'25.3"N, 123°06'34.6"W) to the Smith Island Light (Light List No. 16375 Fl10s97ft14M, 48°19'14.4"N, 122°49'51.4"W) to the Lawson Reef lighted buoy (RGF1(2+1)R6sBell, 48°24'03.3"N, 122°42'57.7"W) to the Initiative 77 marker on Fidalgo Island (48°25'14.2"N, 122°40'04.5"W), and westerly of a line projected from Sandy Point Light 2 (Light List No. 19880 FlR4s16ft4M"2," 48°47'12.4"N, 122°42'44.7"W) to Point Migley (48°44'55.9"N, 122°42'54.3"W), thence along the eastern shore-line of Lummi Island to Carter Point (48°35'18.6"N, 122°38'35.0"W), thence to the most northerly tip of Vendovi Island (48°36'57.3"N, 122°36'39.1"W), thence to Clark Point (48°35'18.6"N, 122°38'35.1"W) on Guemes Island following the shoreline to Southeast Point on Guemes Island (48°31'43.4"N, 122°34'25.8"W), thence to March Point on Fidalgo Island (48°29'58.4"N, 122°33'55.8"W), excluding those waters of East Sound northerly of a

line projected true west from Rosario Point on Orcas Island (48°38'36.5"N, 122°52'26.2"W).

(9) **Area 7A** shall include those waters of Puget Sound northerly of a line projected true east-west through Sandy Point Light 2 (Light List No. 19880 FLR4s16ft4M"2," 48°47'12.4"N, 122°42'44.7"W), terminating on the west at the International Boundary and on the east at the landfall on Sandy Point.

(10) **Area 7B** shall include those waters of Puget Sound westerly of a line projected 154 degrees true from Sandy Point Light 2 (Light List No. 19880 FLR4s16ft4M"2," 48°47'12.4"N, 122°42'44.7"W) to landfall on Gooseberry Point (48°43'56.7"N, 122°40'22.0"W), easterly of a line projected from Sandy Point Light 2 (Light List No. 19880 FLR4s16ft4M"2," 48°47'12.4"N, 122°42'44.7"W) to Point Migley on Lummi Island (48°44'55.9"N, 122°42'54.3"W), thence along the eastern shoreline of Lummi Island to Carter Point (48°35'18.6"N, 122°38'35.0"W), thence to the most northerly tip of Vendovi Island (48°36'57.3"N, 122°36'39.1"W), thence to Clark Point on Guemes Island (48°35'18.6"N, 122°38'35.1"W) following the shoreline to Southeast Point on Guemes Island (48°31'43.4"N, 122°34'25.8"W), thence to March Point on Fidalgo Island (48°29'58.4"N, 122°33'55.8"W), northerly of the Burlington Northern railroad bridges at the north entrances to Swinomish Channel (48°27'29.1"N, 122°30'54.0"W) and westerly of a line projected from William Point Light (Light List No. 19018 FLG6s30ft5M"3," 48°34'58.5"N, 122°33'37.8"W) on Samish Island 28 degrees true to Whiskey Rock (48°39'20.9"N, 122°30'12.5"W) on the north shore of Samish Bay and westerly of the Whatcom Creek Waterway, defined as a line projected approximately 14 degrees true from the southwest end of the Port of Bellingham North Terminal (48°44'38.6"N, 122°29'46.1"W) to the southernmost point of the dike surrounding the Georgia Pacific Treatment Pond (48°44'51.5"N, 122°29'38.6"W).

(11) **Area 7C** shall include those waters of Puget Sound easterly of a line projected from William Point Light 3 (Light List No. 19018 FLG6s30ft5M"3," 48°34'58.5"N, 122°33'37.8"W) on Samish Island 28 degrees true to Whiskey Rock (48°39'20.9"N, 122°30'12.5"W) on the north shore of Samish Bay.

(12) **Area 7D** shall include those waters of Puget Sound easterly of a line projected 154 degrees true from Sandy Point Light 2 (Light List No. 19880 FLR4s16ft4M"2," 48°47'12.4"N, 122°42'44.7"W) to landfall on Gooseberry Point (48°43'56.7"N, 122°40'22.0"W) and south of a line projected true east from Sandy Point Light 2 (Light List No. 19880 FLR4s16ft4M"2," 48°47'12.4"N, 122°42'44.7"W) to landfall on Sandy Point (48°47'12.5"N, 122°42'36.1"W).

(13) **Area 7E** shall include those waters of Puget Sound within East Sound northerly of a line projected true west from Rosario Point (48°38'36.5"N, 122°52'26.2"W) on Orcas Island.

(14) **Area 8** shall include those waters of Puget Sound easterly of a line projected from West Point on Whidbey Island (48°24'08.4"N, 122°39'46.1"W) to Reservation Head on Fidalgo Island (48°28'41.8"N, 122°39'28.1"W), westerly of a line projected from East Point Light 3 (Light List No. 18620 FLG6s21ft6M, 48°05'49.1"N, 122°29'29.4"W) 340 degrees true to Camano Island Light 4 (Light List No. 18625 FLR4s15ft5M"4," 48°07'57.4"N, 122°30'39.1"W) southerly of the Burlington Northern railroad bridges at the north entrances to Swinomish Channel and northerly of the state highway 532 bridges between Camano Island and the mainland.

(15) **Area 8A** shall include those waters of Puget Sound easterly of a line projected from the East Point Light 3 (Light List No. 18620

FlG6s21ft6M, 48°05'49.1"N, 122°29'29.4"W) on Whidbey Island 340 degrees true to Camano Island Light 4 (Light List No. 18625 FlR4s15ft5M"4, 48°07'57.4"N, 122°30'39.1"W), northerly of a line projected from the southern tip of Possession Point 110 degrees true to the shipwreck on the opposite shore (47°53'35.1"N, 122°19'42.8"W), southerly of the State Highway 532 bridges between Camano Island and the mainland excluding those waters of Area 8D.

(16) **Area 8D** shall include those waters of Puget Sound inside and easterly of a line projected 225 degrees from the pilings at old Bower's Resort to a point 2,000 feet offshore, thence northwesterly to a point 2,000 feet off Mission Beach, thence across the mouth of Tulalip Bay to a point 2,000 feet off Hermosa Point, thence northwesterly following a line 2,000 feet offshore to the intersection with a line projected 233 degrees from the fishing boundary marker on the shore at the slide north of Tulalip Bay.

(17) **Area 9** shall include those waters of Puget Sound southerly and easterly of a line projected from the Point Partridge Light (Light List No. 16400 Fl5s105ft13M, 48°13'28.8"N, 122°46'09.9"W) to the Point Wilson Light (Light List No. 16475 AlRW5s51ft15M, 48°08'39.0"N, 122°45'17.2"W), northerly of the Hood Canal Bridge, northerly of a line projected true west from the shoreward end of Point Julia (47°51'17.3"N, 122°34'35.5"W) to the mainland in the community of Port Gamble, excluding those on-reservation waters of Hood Canal north of Port Gamble Bay to the marker at the north end of the Port Gamble Indian Reservation (47°52'04.3"N, 122°34'20.9"W), southerly of a line projected from the southern tip of Possession Point 110 degrees true to the shipwreck (47°53'35.1"N, 122°19'42.8"W) on the opposite shore and northerly of a line projected from the Apple Cove Point Light (Light List No. 16675 FlW4s18ft6M, 47°48'53.5"N, 122°28'54.7"W) to the Edmonds South Breakwater Light (Light List No. 16705 FlY4s18ftPriv, 47°48'25.0"N, 122°23'43.0"W) at Edwards Point.

(18) **Area 9A** shall include those waters of Puget Sound known as Port Gamble Bay southerly of a line projected true west from the shoreward end of the Point Julia (47°51'17.3"N, 122°34'35.5"W) to the mainland in the community of Port Gamble and those on-reservation waters of Hood Canal north of Port Gamble Bay to the marker at the north end of the Port Gamble Indian Reservation (47°52'04.3"N, 122°34'20.9"W).

(19) **Area 10** shall include those waters of Puget Sound southerly of a line projected from the Apple Cove Point Light (Light List No. 16675 FlW4s18ft6M, 47°48'53.5"N, 122°28'54.7"W) to the Edmonds South Breakwater light (~~(Light List No. 16675 FlW4s18ft6M, 47°48'53.5"N, 122°28'54.7"W)~~) (Light List No. 16705 FlY4s18ftPriv, 47°48'25.0"N, 122°23'43.0"W), westerly of a line projected 43 degrees true from the Shilshole Bay Light 8 (Light List No. 18155 FlR4s15ft4M"8, 47°40'17.2"N, 122°24'31.2"W) to landfall on the northeastern shore of the Shilshole Bay Entrance Range (47°40'20.7"N, 122°24'25.4"W), westerly of a line projected 185 degrees true from the southwest corner of Pier 91 (47°37'35.1"N, 122°23'01.2"W) through the Duwamish Head Light (Light List No. 16910 FlW2.5s25ft10M, 47°35'55.8"N, 122°23'16.5"W) to landfall on Duwamish Head (47°35'40.0"N, 122°23'19.2"W), northerly of a true east-west line projected through the Point Vashon Light (Light List No. 17100 FlW4s17ft7M, 47°30'49.3"N, 122°28'23.4"W) from Southworth (47°30'49.2"N, 122°29'57.0"W), to landfall south of Brace Point (47°30'49.4"N, 122°23'44.2"W), easterly of a line projected from Orchard Point (47°33'55.4"N, 122°31'56"W) to Beans Point (47°34'28.8"N, 122°31'20.4"W) on Bainbridge Island, and northerly and easterly of a

line projected true west from Agate Point (47°43'15.7"N, 122°33'12.2"W) on Bainbridge Island to the mainland (47°43'15.7"N, 122°33'41.1"W).

(20) **Area 10A** shall include those waters of Puget Sound easterly of a line projected 185 degrees true from the southwest corner of Pier 91 (47°37'35.1"N, 122°23'01.2"W) through the Duwamish Head Light (Light List No. 16910 FlW2.5s25ft10M, 47°35'55.8"N, 122°23'16.5"W) to landfall on Duwamish Head (47°35'40.0"N, 122°23'19.2"W).

(21) **Area 10C** shall include those waters of Lake Washington southerly of the Evergreen Point Floating Bridge.

(22) **Area 10D** shall include those waters of the Sammamish River south of the State Highway 908 Bridge and Lake Sammamish.

(23) **Area 10E** shall include those waters of Puget Sound westerly of a line projected from Orchard Point (47°33'55.4"N, 122°31'56"W) to Beans Point (47°34'28.8"N, 122°31'20.4"W) on Bainbridge Island and southerly and westerly of a line projected true west from Agate Point (47°43'15.7"N, 122°33'12.2"W) on Bainbridge Island to the mainland (47°43'15.7"N, 122°33'41.1"W).

(24) **Area 10F** shall include those waters of Puget Sound easterly a line projected 43 degrees true from the Shilshole Bay Light 8 (Light List No. 18155 FlR4s15ft4M"8," 47°40'17.2"N, 122°24'31.2"W) to landfall on the North Eastern shore of the Shilshole Bay Entrance Range (47°40'20.7"N, 122°24'25.4"W) and those waters of the Lake Washington Ship Canal westerly of a line projected true south from Webster Point (47°38'53.0"N, 122°16'37.1"W) to the Evergreen Point Floating Bridge including the waters of Salmon Bay, the Lake Washington Ship Canal, Lake Union and Portage Bay.

(25) **Area 10G** shall include those waters of Lake Washington northerly of the Evergreen Point Floating Bridge, easterly of a line projected from Webster Point (47°38'53.0"N, 122°16'37.1"W) true south to the Evergreen Point Floating Bridge and those waters of the Sammamish River north of the State Highway 908 Bridge.

(26) **Area 11** shall include those waters of Puget Sound southerly of a true east-west line projected through the Point Vashon Light (Light List No. 17100 FlW4s17ft7M), from Southworth (47°30'49.2"N, 122°29'57.0"W) to landfall south of Brace Point (47°30'49.4"N, 122°23'44.2"W), northerly of a line projected 259 degrees true from Browns Point (47°18'20.3"N, 122°26'39.4"W) to the point of landfall on the opposite shore of Commencement Bay (47°17'51.8"N, 122°30'04.5"W), and northerly of the Tacoma Narrows Bridge.

(27) **Area 11A** shall include those waters of Puget Sound southerly of a line projected 259 degrees true from Browns Point (47°18'20.3"N, 122°26'39.4"W) to the point of landfall on the opposite shore of Commencement Bay (47°17'51.8"N, 122°30'04.5"W).

(28) **Area 12** shall include those waters of Puget Sound southerly of the site of the Hood Canal Bridge and northerly and easterly of a line projected from the Tskutsko Point Light (Light List No. 17865 Fl4s15ft5MRaRef, 47°41'29.3"N, 122°49'59.1"W) to Misery Point (47°39'18.3"N, 122°49'46.5"W).

(29) **Area 12A** shall include those waters of Puget Sound northerly of a line projected from Pulali Point true east to the mainland.

(30) **Area 12B** shall include those waters of Puget Sound southerly of a line projected true east from Pulali Point (47°44'15.3"N, 122°52'5.9"W) to landfall on Toandos Peninsula (47°44'09.9"N, 122°48'23.1"W), northerly of a line projected true east from Ayock Point (47°30'25.8"N, 123°03'15.8"W) to landfall on the Kitsap (Great) Peninsula (47°30'25.8"N, 123°01'53.2"W), and westerly of a line projec-

ted from the Tskutsko Point Light (Light List No. 17865 F14s15ft5MRaRef, 47°41'29.3"N, 122°49'59.1"W) to Misery Point (47°39'18.3"N, 122°49'46.5"W).

(31) **Area 12C** shall include those waters of Puget Sound southerly of a line projected true east from Ayock Point (47°30'25.8"N, 123°31'15.7"W) to landfall on the Kitsap (Great) Peninsula (47°30'25.8"N, 123°01'53.2"W) and northerly and westerly of a line projected from Ayres Point (47°22'26.9"N, 123°06'44.5"W) to the Union Boat Launch (47°21'27.5"N, 123°6'1.9"W).

(32) **Area 12D** shall include those waters of Puget Sound easterly of a line projected from Ayres Point (47°22'26.9"N, 123°06'44.5"W) to the Union Boat Launch (47°21'27.5"N, 123°06'01.9"W).

(33) **Area 13** shall include those waters of Puget Sound southerly of the Tacoma Narrows Bridge and a line projected from Green Point (47°16'55.2"N, 122°41'41.8"W) to Penrose Point (47°15'53.6"N, 122°44'11.5"W) and northerly and easterly of a line projected from the Devil's Head Light (Light List No. 17365 F1R6s164M"4, " 47°09'58.9"N, 122°45'53.3"W) to Treble Point (47°09'09.6"N, 122°44'31.3"W), thence through the Nisqually Flats Light 3 (Light List No. 17360 F1G4s15ft4M"3") to landfall (47°06'40.7"N, 122°45'08.8"W) and westerly of the railroad trestle at the mouth of Chambers Bay.

(34) **Area 13A** shall include those waters of Puget Sound northerly of a line projected from Green Point (47°16'55.2"N, 122°41'41.8"W) to Penrose Point (47°15'53.6"N, 122°44'11.5"W).

(35) **Area 13C** shall include those waters of Puget Sound easterly of the railroad trestle at the mouth of Chambers Bay.

(36) **Area 13D** shall include those waters of Puget Sound westerly of a line projected from the Devil's Head Light (Light List No. 17365 F1R6s164M"4, " 47°09'58.9"N, 122°45'53.3"W) to Treble Point (47°09'09.6"N, 122°44'31.3"W), thence through the Nisqually Flats Light 3 (Light List No. 17360 F1G4s15ft4M"3, " 47°07'15"N, 122°45'0.1"W) to landfall (47°06'40.7"N, 122°45'08.8"W), northerly of a line projected from Johnson Point (47°10'35.7"N, 122°49'13.2"W) to Dickenson Point (47°09'54.4"N, 122°51'06.4"W), northerly of a line projected 291 degrees true from Dofflemeyer Point Light (Light List No. 17400 F14s30ft7M, 47°09'58.9"N, 122°45'53.3"W) through Cooper Point (47°08'44.2"N, 122°55'33.4"W), to the southeastern shore of Hunter Point (47°8'55.9"N, 122°56'18.1"W), easterly of a line projected 005 degrees true from the northern tip of Steamboat Island (47°11'12.3"N, 122°56'20.6"W) to Hungerford Point (47°12'18.8"N, 122°56'11.5"W) and southerly of a line projected true east-west from 47°18'53.5"N, 122°50'32.9"W through the southern tip of Stretch Island to landfall on the easterly shore of the Key Peninsula (47°18'53.5"N, 122°47'35"W).

(37) **Area 13E** shall include those waters of Puget Sound southerly of a line projected from Johnson Point (47°10'35.7"N, 122°49'13.2"W) to Dickenson Point (47°09'54.4"N, 122°51'06.4"W).

(38) **Area 13F** shall include those waters of Puget Sound southerly of a line projected from Dofflemeyer Point Light (Light List No. 17400 F14s30ft7M, 47°09'58.9"N, 122°45'53.3"W) through Cooper Point (47°08'44.2"N, 122°55'33.4"W).

(39) **Area 13G** shall include those waters of Puget Sound southerly of a line projected 291 degrees true from Cooper Point (47°08'44.2"N, 122°55'33.4"W) to the southeastern shore of Hunter Point (47°8'55.9"N, 122°56'18.1"W).

(40) **Area 13H** shall include those waters of Puget Sound south-westerly of a line projected 005 degrees true from the northern tip of

Steamboat Island (47°11'12.3"N, 122°56'20.6"W) to Hungerford Point (47°12'18.8"N, 122°56'11.5"W) and those waters easterly of a line projected 064 degrees true from Kamilche Point (47°09'08.3"N, 123°01'07.5"W) to the opposite shore (47°09'14"N, 123°00'49.3"W).

(41) **Area 13I** shall include those waters of Puget Sound southwesterly of a line projected 064 degrees true from Kamilche Point (47°09'08.3"N, 123°01'07.5"W) to the opposite shore (47°09'14"N, 123°00'49.3"W).

(42) **Area 13J** shall include those waters of Puget Sound, Hammersley Inlet and Oakland Bay, westerly of a line projected from the Arcadia Point Boat Launch (47°11'51.4"N, 122°56'18.5"W) to Hungerford Point (47°12'18.8"N, 122°56'11.5"W).

(43) **Area 13K** shall include those waters of Puget Sound northerly of a line projected true east-west from 47°18'53.5"N, 122°50'32.9"W through the southern tip of Stretch Island to landfall on the easterly shore of the Key Peninsula (47°18'53.5"N, 122°47'35"W).

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 19-15-051 (Order 19-140), § 220-301-030, filed 7/12/19, effective 8/12/19. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR 18-18-078 (Order 18-221), § 220-301-030, filed 9/4/18, effective 10/5/18. 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), recodified as § 220-301-030, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 75.08.080. WSR 95-13-056 (Order 95-75), § 220-22-030, filed 6/16/95, effective 7/17/95; WSR 94-15-001 (Order 94-62), § 220-22-030, filed 7/6/94, effective 8/6/94; WSR 90-13-025 (Order 90-49), § 220-22-030, filed 6/11/90, effective 7/12/90; WSR 89-13-004 (Order 89-44), § 220-22-030, filed 6/8/89; WSR 88-14-133 (Order 88-48), § 220-22-030, filed 7/6/88; WSR 87-15-059 (Order 87-72), § 220-22-030, filed 7/14/87; WSR 85-13-032 (Order 85-60), § 220-22-030, filed 6/12/85; WSR 84-13-078 (Order 84-53), § 220-22-030, filed 6/21/84; WSR 82-15-040 (Order 82-83), § 220-22-030, filed 7/15/82; WSR 81-18-017 (Order 81-101), § 220-22-030, filed 8/25/81; WSR 80-04-070 (Order 80-17), § 220-22-030, filed 3/26/80; WSR 79-07-045 (Order 79-42), § 220-22-030, filed 6/22/79; WSR 78-05-018 (Order 78-16), § 220-22-030, filed 4/13/78; Order 77-66, § 220-22-030, filed 8/5/77; Order 77-14, § 220-22-030, filed 4/15/77; Order 76-35, § 220-22-030, filed 5/11/76.]

OTS-4541.2

AMENDATORY SECTION (Amending WSR 22-14-052, filed 6/29/22, effective 7/30/22)

WAC 220-354-080 Puget Sound salmon—Closed areas. It is unlawful at any time, unless otherwise provided, to take, fish for, or possess salmon taken for commercial purposes with any type of gear from the following portions of Puget Sound Salmon Management and Catch Reporting Areas, except that closures listed in this section do not apply to reef net fishing areas listed in RCW 77.50.050:

Areas 4B, 5, 6, 6B, and 6C - The Strait of Juan de Fuca Preserve as defined in WAC 220-354-330.

Area 6D - Waters within 1/4 nautical mile of the Dungeness River mouth (48°9'16"N, 123°7'48"W, east to waters within 500 feet of Meadowbrook Creek mouth (48°9'7"N, 123°7'19"W).

Area 7 -

(1) The San Juan Island Preserve as defined in WAC 220-354-320.

(2) Those waters within 1,500 feet of shore on Orcas Island from Deer Point (48°36'5.1"N, 122°47'59.7"W) northeasterly to Lawrence Point (48°39'38.1"N, 122°44'31"W), thence west to a point intercepting a line projected from the northernmost point of Jones Island (48°37'17"N, 123°2'11.4"W), thence 90 degrees true to Orcas Island.

(3) Those waters within 1,500 feet of the shore of Cypress Island from Cypress Head (48°34'3.1"N, 122°40'5.5"W) to the northernmost point of Cypress Island (48°36'31.5"N, 122°42'42.2"W).

(4) Those waters easterly of a line projected from Iceberg Point (48°25'20.2"N, 122°53'41.1"W) to Iceberg Island (48°25'20.2"N, 122°53'41.1"W), to the easternmost point of Charles Island (48°26'25.8"N, 122°54'18.5"W), then true north from the northernmost point of Charles Island (48°26'41.1"N, 122°54'34.3"W) to the shore of Lopez Island (48°26'47.1"N, 122°54'34.2"W).

(5) Those waters northerly of a line projected from the southernmost point of land at Aleck Bay (48°25'25.6"N, 122°51'8.2"W) to the westernmost point of Colville Island (48°24'56"N, 122°49'31.9"W), thence from the easternmost point of Colville Island (48°24'53.5"N, 122°49'10.7"W) to Point Colville (48°25'17.1"N, 122°48'50.7"W).

(6) Those waters easterly of a line projected from Biz Point on Fidalgo Island (48°26'33.1"N, 122°40'42.3"W) to the Williamson Rocks Lighted Buoy 4 (Light List No. 19335 F1R4s4M"4"RED, 48°26'51"N, 122°42'27.8"W), thence to the Dennis Shoal Buoy 6 (Light List No. 19345 Red Nun, 48°27'27"W, 122°42'57"N), thence to Burrows Island Light (Light List No. 19350 F1W6s57ft7MHorn(B1(2)30s, 48°27'27.6"N, 122°42'59.3"W) on the westernmost point of Burrows Island, thence to the southwestern-most point of Fidalgo Head (48°29'31.2"N, 122°42'10.6"W), and including those waters within 1,500 feet of the western shore of Allan Island, those waters within 1,500 feet of the western shore of Burrows Island, and those waters within 1,500 feet of the shore of Fidalgo Island from the southwestern-most point of Fidalgo Head (48°29'31.2"N, 122°42'10.6"W) northerly to Shannon Point (48°30'32.8"N, 122°41'2.5"W).

(7) Additional Fraser sockeye and pink seasonal closure: Those waters within 1,500 feet of the shore of Fidalgo Island from the Initiative 77 marker (48°25'14.2"N, 122°40'04.5"W) northerly to Biz Point (48°26'33.1"N, 122°40'42.3"W).

(8) Those waters within 1,500 feet of the eastern shore of Lopez Island from Point Colville (48°25'17.1"N, 122°48'50.7"W) northerly to Lopez Pass (48°28'42.1"N, 122°49'10.7"W), and those waters within 1,500 feet of the eastern shore of Decatur Island from the southernmost point of land (48°28'52"N, 122°49'5"W) northerly to Fauntleroy Point (48°31'28.4"N, 122°47'18.8"W), and including those waters within 1,500 feet of the shore of James Island.

Area 7A - The Drayton Harbor Preserve as defined in WAC 220-354-310.

Area 7B -

(1) That portion south and east of a line from William Point on Samish Island (48°34'55.2"N, 122°33'38.2"W) to Saddlebag Island (48°32'7.2"W, 122°33'32.6"N) to Casperson Point on Guemes Island to

landfall on March Point (48°29'58.4"N, 122°33'55.9"W), and that portion northerly of the railroad trestle in Chuckanut Bay.

(2) That portion of Bellingham Bay and Portage Bay adjacent to Lummi Indian Reservation is closed north and west of a line from the intersection of Marine Drive and Hoff Road (48°46'59"N, 122°34'25"W) projected 180 degrees true for 1.80 nautical miles (nm) to a point at 48°45'11"N, 122°34'25"W, then 250 degrees true for 0.92 nm to a point at 48°44'50"N, 122°35'42"W, then 270 degrees true for 0.95 nm to 48°44'50"N, 122°37'08"W, then 228 degrees true for 0.65 nm to 48°44'24"N, 122°37'52"W, then 200 degrees true for 0.69 nm to 48°43'45"N, 122°38'12"W, then 90 degrees true for 0.64 nm to a point just northeast of Portage Island (48°43'45"N, 122°37'14"W), then 155 degrees true for 0.97 nm to a point just east of Portage Island (48°42'52"N, 122°36'37"W), then 247 degrees true for 80 yards to landfall on Portage Island (48°42'51.1"N, 122°36'40.3"W).

(3) *Section reserved* Additional coho seasonal closure: Hale Pass - Not in place for 2021.

(4) Additional chum seasonal closure: That portion of Bellingham Bay referred to as the Whatcom Creek Zone is closed east of a line projected (~~(186)~~) 180 degrees true from the Bellingham Breakwater north entrance light 4 (Light List No. 19280 Fl(1)R6s17m5M, 48°45'26.3"N, 122°30'41.5"W) at the west entrance to Squalicum Harbor, to landfall east of Post Point (~~((48°43'18"N, 122°30'42"W))~~) (48°43'18.2"N, 122°30'41.5"W).

Area 7C - That portion southeasterly of a line projected from the mouth of Oyster Creek (48°36'51.6"N, 122°26'27.8"W) 237 degrees true to the fishing boundary marker on Samish Island (48°34'33.1"N, 122°31'49.3"W).

Area 8 -

(1) That portion of Skagit Bay easterly of a line projected from Brown Point on Camano Island (48°16'12.6"N, 122°27'52.8"W) to a white monument on the easterly point of Ika Island (48°21'40.1"N, 122°29'52.8"W), thence across the Skagit River to the terminus of the jetty with McGlinn Island (48°22'18.3"N, 122°30'18.3"W).

(2) Those waters within 1,500 feet of the western shore of Camano Island south of a line projected true west from Rocky Point (48°15'1.3"N, 122°31'47.2"W).

Area 8A -

(1) Those waters easterly of a line projected from Mission Beach (48°3'19.3"N, 122°17'23.1"W) to Gedney Island Light 1 (Light List No. 18480 FlG25s15ft4M"1, 48°0'15.5"N, 122°17'49.7"W), excluding the waters of Area 8D, thence through the Snohomish River Light 5 (Light List No. 18535 FlG4s16ft5M, 47°59'16.3"N, 122°13'47.4"W) and across the mouth of the Snohomish River to landfall on the eastern shore (47°59'13.3"N, 122°13'35"W), and those waters northerly of a line from Camano Head (48°3'23.2"N, 122°21'24.6"W) to the northern boundary of Area 8D, except when open for pink fisheries.

(2) Additional coho seasonal closure prior to October 3: Those waters southerly of a line projected from the Washington state ferry Clinton terminal (47°58'28.8"N, 122°21'5.2"W) to landfall on the eastern shore (47°56'57"N, 122°18'15.7"W).

Area 8D - Those waters easterly of a line projected from the northerly most point of Mission Beach (48°3'19.3"N, 122°17'23.1"W) to Hermosa Point (48°3'42.7"N, 122°17'36.4"W).

Area 9 - Those waters lying inside and westerly of a line projected from the Point No Point Light (Light List No. 16550 Fl(3)W10s27ft14M, 47°54'43.9"N, 122°31'36.3"W) to the traffic separa-

tion lane Lighted Buoy SE (Light List No. 16540 FLY2.5s5MY"SE," (47°55'26.8"N, 122°29'30.7"W), thence to landfall at (47°55'4.2"N, 122°32'46"W) on Norwegian Point.

Area 9A -

(1) Those waters north of a line projected from the southern edge of the old mill site (47°51'05.5"N, 122°34'59"W) to the fallen tree on the opposite shore (47°51'6.6"N, 122°34'15.9"W).

(2) Those waters within 1000 feet of Port Gamble Creek and Martha John Creek.

Area 10 -

(1) Those waters easterly of a line projected from Meadow Point (47°41'35.9"N, 122°24'21.6"W) to West Point (47°39'43.6"N, 122°26'8.5"W).

(2) Those waters of Port Madison westerly of a line projected from Point Jefferson (47°44'51.7"N, 122°28'25.6"W) to the northernmost portion of Point Monroe (47°42'32"N, 122°30'43.5"W).

(3) Additional pink seasonal closure: The area east inside of the line projected from West Point (47°39'43.6"N, 122°26'8.5"W) and extending west to the traffic separation lane Lighted Buoy SG (Light List No. 16815 FLY2.5s5MY"SG," 47°39'41.6"N, 122°27'52.6"W), thence 20 degrees true until reaching latitude 47°44'30.0"N, thence extending directly east to the shoreline (47°44'30"N, 122°22'40.5"W).

(4) Additional purse seine pink seasonal closure: The area within 500 feet of the eastern shore in Area 10 is closed to purse seines north of latitude 47°44'30.0"N.

(5) Additional chum seasonal closure: Those waters of Elliott Bay east of a line from Alki Point (Light List No. 16915 Fl5s39ft16M, 47°34'34.5"N, 122°25'14"W) to the Fourmile Rock Light 1 (Light List No. 16810 FlG6s15ft6M"1," 47°38'20.4"N, 122°24'48.7"W), and those waters northerly of a line projected from Point Wells to traffic separation lane Lighted Buoy SF (Light List No. 16745 FLY2.5s5MY"SF," 47°45'53"N, 122°26'15.7"W), then west to President's Point (47°45'57.2"N, 122°28'20.1"W).

(6) Those waters of Rich Passage, easterly of a line projected from Orchard Point (47°33'55"N, 122°31'56"W) to Beans Point (47°34'29"N, 122°31'20"W) on Bainbridge Island, and westerly of a line projected from Restoration Point (47°35'1"N, 122°28'46"W) to landfall at Colchester (47°32'41"N, 122°32'22.6"W) true west from the northwest point of Blake Island.

Area 10E - Those waters of Liberty Bay north of a line projected true east from 47°41'56.4"N, 122°36'53.5"W to 47°41'56.4"N, 122°36'17.4"W, those waters of Dyes Inlet north of the Manette Bridge, and those waters of Sinclair Inlet southwest of a line projected true east from the Washington state ferry Bremerton terminal (47°33'43.9"N, 122°37'31.1"W) to landfall at Port Orchard (47°33'43.9"N, 122°35'31.1"W).

Area 11 -

(1) The waters of Gig Harbor, northerly of a line projected true west from the Gig Harbor Light (Light List No. 17221 FlR4s13ft3MPriv., 47°19'35.7"N, 122°34'29.2"W). The waters of Commencement Bay, south of a line from Browns Point (47°18'20.3"N, 122°26'39.4"W) to the northernmost point of land on Point Defiance (47°19'7.7"N, 122°32'23.9"W).

(2) Additional chum seasonal closure: Those waters south of a line projected from the Gig Harbor Light (Light List No. 17221 FlR4s13ft3MPriv., 47°19'35.7"N, 122°34'29.2"W) to the Washington state ferry Tahlequah terminal (47°19'58.3"N, 122°30'25.5"W), south of a line projected from Neill Point (47°19'53"N, 122°29'33"W) to Piner

Point (47°20'37"N, 122°27'17"W), west of a line projected from Piner Point (47°20'37"N, 122°27'17"W) to Dash Point (47°19'10"N, 122°25'47"W), and north of Area 11/11A line.

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

Area 12 - Those waters inside and easterly of a line projected from Lone Rock (47°39'46"N, 122°46'11"W) to Hood Canal Light 13 (Light List No. 17855 FLG2.5s20ft4M"13," 47°39'45.5"N, 122°47'14.4"W) off Big Beef Creek, thence southerly to the outermost northern headland of Little Beef Creek (47°39'24.4"N, 122°47'23.4"W).

Area 12 - Additional chum seasonal closures: Those waters of Area 12 south and west of a line projected 94 degrees true from south Hazel Point (47°41'29.1"N, 122°46'22.6"W) to the Hood Canal Light 11 on the opposite shore (Light List No. 17845 FLG4s15ft5M"11," 47°41'24.6"N, 122°44'50.4"W), bounded on the west by the Area 12/12B boundary line are closed to purse seine weeks 43, 44, and 45. Open to gillnets weeks 43 and 44.

Area 12A -

(1) Those waters north of a line projected due east from Broad Spit (47°48'37.8"N, 122°48'59.3"W) to landfall on the Toandos Peninsula (47°48'37.8"N, 122°47'42.5"W).

(2) Those waters within 1,000 feet of the mouth of the Quilcene River.

Area 12B -

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

(2) Additional Chinook seasonal closure: Those waters north and east of a line projected from Tekiu Point (47°35'6.6"N, 122°57'52.8"W) to Triton Head (47°36'10.9"N, 122°59'0.5"W).

Area 12C -

(1) Those waters within 2,000 feet of the western shore between the dock at Glen Ayr R.V. Park (47°25'14.1"W, 23°7'50.7"N) and the Port of Hoodspport marina dock (47°24'12.6"N, 123°8'29.5"W). This area is also referred to as the Hoodspport Hatchery Zone.

(2) Those waters south of a line projected 107 degrees true from the Cushman Powerhouse (47°22'11.2"N, 123°09'35.9"W) to the Union boat launch (47°21'27.5"N, 123°6'1.9"W).

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

Area 13A - Those waters of Burley Lagoon north of State Route 302; those waters within 1,000 feet of the outer oyster stakes off Minter Creek Bay from 47°21'47.5"N, 122°41'10.1"W to 47°21'9.8"N, 122°41'57.7"W, including all waters of Minter Creek Bay; those waters westerly of a line drawn due north from Thompson Spit (47°19'58.6"N, 122°43'42.7"W) at the mouth of Glen Cove; and those waters within 1/4-mile of Green Point.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.045 [77.04.055], and 77.12.047. WSR 22-14-052 (Order 22-115), § 220-354-080, filed 6/29/22, effective 7/30/22; WSR 21-14-068 (Order 21-94), § 220-354-080, filed 7/2/21, effective 8/2/21. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 20-14-050 (Order 20-98), § 220-354-080, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 19-15-051 (Order 19-140), § 220-354-080, filed 7/12/19, effective 8/12/19. Statutory Authority: RCW 77.04.090, 77.04.130, 77.15.568, 77.08.010, 77.65.510, 77.65.515, and 77.65.520. WSR

18-18-078 (Order 18-221), § 220-354-080, filed 9/4/18, effective 10/5/18. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 17-17-100 (Order 17-205), amended and recodified as § 220-354-080, filed 8/18/17, effective 9/18/17; WSR 16-18-067, § 220-47-307, filed 9/2/16, effective 10/3/16; WSR 15-17-034 (Order 15-254), § 220-47-307, filed 8/11/15, effective 9/11/15; WSR 14-14-011 (Order 14-144), § 220-47-307, filed 6/19/14, effective 7/20/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 13-15-148 (Order 13-144), § 220-47-307, filed 7/23/13, effective 8/23/13; WSR 12-15-034 (Order 12-131), § 220-47-307, filed 7/12/12, effective 8/12/12; WSR 11-16-016 (Order 11-165), § 220-47-307, filed 7/22/11, effective 8/22/11; WSR 10-14-129 (Order 10-137), § 220-47-307, filed 7/7/10, effective 8/7/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-054 (Order 09-108), § 220-47-307, filed 7/9/09, effective 8/9/09; WSR 08-15-031 (Order 08-167), § 220-47-307, filed 7/8/08, effective 8/8/08. Statutory Authority: RCW 77.12.047. WSR 04-16-125 (Order 04-202), § 220-47-307, filed 8/4/04, effective 9/4/04; WSR 03-18-005 (Order 03-210), § 220-47-307, filed 8/20/03, effective 9/20/03. Statutory Authority: RCW 75.08.080. WSR 99-24-011 (Order 99-202), § 220-47-307, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-47-307, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-16-030 (Order 97-124), § 220-47-307, filed 7/29/97, effective 8/29/97; WSR 96-15-101 (Order 96-81), § 220-47-307, filed 7/22/96, effective 8/22/96; WSR 95-13-056 (Order 95-75), § 220-47-307, filed 6/16/95, effective 7/17/95; WSR 94-15-001 (Order 94-62), § 220-47-307, filed 7/6/94, effective 8/6/94; WSR 92-15-105 (Order 92-47), § 220-47-307, filed 7/20/92, effective 8/20/92; WSR 91-18-024 (Order 91-72), § 220-47-307, filed 8/27/91, effective 9/27/91; WSR 90-13-025 (Order 90-49), § 220-47-307, filed 6/11/90, effective 7/12/90; WSR 88-14-133 (Order 88-48), § 220-47-307, filed 7/6/88; WSR 85-13-032 (Order 85-60), § 220-47-307, filed 6/12/85; WSR 84-13-078 (Order 84-53), § 220-47-307, filed 6/21/84; WSR 83-14-020 (Order 83-57), § 220-47-307, filed 6/28/83; WSR 82-15-040 (Order 82-83), § 220-47-307, filed 7/15/82; WSR 81-18-017 (Order 81-101), § 220-47-307, filed 8/25/81; WSR 80-10-058 (Order 80-83), § 220-47-307, filed 8/6/80.]

AMENDATORY SECTION (Amending WSR 22-14-052, filed 6/29/22, effective 7/30/22)

WAC 220-354-120 Puget Sound salmon—Purse seine—Open periods.

(1) It is unlawful to take, fish for, or possess salmon taken with purse seine gear for commercial purposes from Puget Sound, except in the following designated Puget Sound Salmon Management and Catch Reporting Areas and during the periods provided for in each respective Management and Catch Reporting Area:

AREA	TIME	DATE
7, 7A:	7AM - 6PM	-
		10/11, 10/12, 10/14, 10/15, 10/18, 10/19, 10/20, 10/21, 10/22, 10/23, 10/24, 10/25, 10/26, 10/27, 10/28, 10/29, 10/30, 10/31, 11/1, 11/2, 11/3, 11/4, 11/5, 11/6, 11/7, 11/8, <u>11/9, 11/10, 11/11</u>

AREA	TIME	DATE
Note: In Areas 7 and 7A, it is unlawful to fail to brail when fishing with purse seine gear. Any time brailing is required, purse seine fishers must also use a recovery box in compliance with WAC 220-354-100 (7)(a) through (f).		
7B:	6AM - 8PM	- ((8/10, 8/17, 8/24, 8/25, 8/31) 8/16, 8/23, 8/30, 8/31, 9/6
	7AM - 7PM	- ((9/5, 9/7, 9/9) 9/11, 9/13, 9/15
7B:	7AM - 7PM	- ((9/12, 9/14, 9/16) 9/18, 9/20, 9/22
	((7AM-9/18	- 6PM-10/22))
	<u>7AM - 9/24</u>	= <u>6PM - 10/28</u>
	((7AM-6PM	- 10/24 - 10/28))
	7AM - 6PM	- ((10/31 - 11/4) 10/30 - 11/3
	7AM - 5PM	- ((11/7 - 11/11) 11/6 - 11/10
	7AM - 5PM	- ((11/14 - 11/18) 11/13 - 11/17
	7AM - 5PM	- ((11/21 - 11/25) 11/20 - 11/24
	7AM - 5PM	- ((11/28 - 12/2) 11/27 - 12/1
	<u>7AM - 5PM</u>	= <u>12/4 - 12/8</u>
7C:	6AM - 8PM	- ((8/10, 8/17, 8/24, 8/25, 8/31) 8/16, 8/23, 8/30, 8/31, 9/6
	7AM - 7PM	- ((9/5, 9/7, 9/9) 9/11, 9/13, 9/15

Note: The Whatcom Creek Zone: That portion of Area 7B east of a North - South line from the flashing red light at the west entrance to Squilicum Harbor to land fall east of Post Point may close per in-season management needs.

8:	Closed	
8A:	Closed	
8D:	Closed	
<u>10, 11:</u>	<u>6AM - 8PM</u>	= <u>8/22, 8/23, 8/24, 8/29, 8/30, 9/5, 9/6</u>
((10, 11:))	7AM - 6PM	- <u>10/20, 10/26, 11/2</u>
	<u>7AM - 5PM</u>	= <u>11/3, 11/9</u>
		Additional October dates (determined per agreement with tribal co-managers in-season if harvestable surplus of salmon increase).
12, 12B:	7AM - 6PM	- ((10/11, 10/18, 10/26, 11/1) 10/20, 10/26, 11/2, 11/3
	7AM - 5PM	- ((11/8) 11/9, 11/16, 11/23
((12C:	7AM - 6PM	- 11/1, 11/3, 11/8
	7AM - 5PM	- Additional November dates (determined per agreement with tribal co-managers in-season if harvestable surplus of salmon increase:))
<u>12C:</u>	<u>Closed</u>	

AREA	TIME	DATE
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Note: ((In Area 10 during any open period occurring in August or September,)) Areas 10 pink directed purse seine fisheries, adjusted hours 7AM-7PM, limited participation to 5 purse seine and 5 gillnet observers required, use of recovery box required. Purse seines must brail. Retention of Chinook, coho, and chum is prohibited for all gears. It is unlawful to fail to brail or use a brailing bunt when fishing with purse seine gear. Any time brailing is required, purse seine fishers must also use a recovery box in compliance with WAC 220-354-100 (7)(a) through (f).

Note: Areas 10 and 11 chum directed fisheries may be subject to limited participation with daily per vessel catch limits. The number of purse seine vessels and daily per vessel catch limits will be determined by in-season management. Observers are required for all participating purse seine vessels. This may also include requiring observers aboard tender vessels during offloads.

(2) It is unlawful to retain the following salmon species taken with purse seine gear within the following areas during the following periods:

(a) Chinook salmon - At all times in Areas 7, 7A, 8, 8A, 8D, 10, 11, 12, 12B, and 12C, and after October 20 in Area 7B.

(b) Coho salmon - At all times in Areas 7, 7A, 10, 11, 12, 12B, and 12C, and prior to September 1 in Area 7B.

(c) Chum salmon - Prior to October 1 in Areas 7 and 7A, and at all times in 8A.

(d) Sockeye - At all times in Areas 7, 7A, 7B, 7C, 8, 8A, 8D, 10, 11, 12, 12B, and 12C. Sockeye retention may be allowed in Areas 7 and 7A if authorized under the Fraser Panel.

(e) All other saltwater and freshwater areas - Closed.

(3) Fishers must take department observers, if requested by department staff, when participating in these openings.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.045 [77.04.055], and 77.12.047. WSR 22-14-052 (Order 22-115), § 220-354-120, filed 6/29/22, effective 7/30/22; WSR 21-14-068 (Order 21-94), § 220-354-120, filed 7/2/21, effective 8/2/21. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 20-14-050 (Order 20-98), § 220-354-120, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 19-15-051 (Order 19-140), § 220-354-120, filed 7/12/19, effective 8/12/19; WSR 18-14-013 (Order 18-131), § 220-354-120, filed 6/22/18, effective 7/23/18; WSR 17-17-100 (Order 17-205), amended and recodified as § 220-354-120, filed 8/18/17, effective 9/18/17; WSR 16-18-067, § 220-47-311, filed 9/2/16, effective 10/3/16; WSR 15-17-034 (Order 15-254), § 220-47-311, filed 8/11/15, effective 9/11/15; WSR 14-14-011 (Order 14-144), § 220-47-311, filed 6/19/14, effective 7/20/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 13-15-148 (Order 13-144), § 220-47-311, filed 7/23/13, effective 8/23/13; WSR 12-15-034 (Order 12-131), § 220-47-311, filed 7/12/12, effective 8/12/12; WSR 11-16-016 (Order 11-165), § 220-47-311, filed 7/22/11, effective 8/22/11; WSR 10-14-129 (Order 10-137), § 220-47-311, filed 7/7/10, effective 8/7/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-054 (Order 09-108), § 220-47-311, filed 7/9/09, effective 8/9/09; WSR 08-15-031 (Order 08-167), § 220-47-311, filed 7/8/08, effective 8/8/08; WSR 07-20-006, § 220-47-311, filed 9/20/07, effective 10/21/07. Statutory Authority: RCW 77.12.047. WSR 06-16-045 (Order 06-173), § 220-47-311, filed 7/26/06, effective 8/26/06; WSR 05-17-002 (Order 05-166), § 220-47-311, filed 8/3/05, effective 9/3/05; WSR 04-16-125 (Order 04-202), § 220-47-311, filed 8/4/04, effective 9/4/04; WSR 03-18-005 (Order 03-210), § 220-47-311, filed 8/20/03, effective 9/20/03; WSR

02-16-004 (Order 02-167), § 220-47-311, filed 7/25/02, effective 8/25/02; WSR 01-13-056 (Order 01-106), § 220-47-311, filed 6/15/01, effective 7/16/01; WSR 00-18-023 (Order 00-172), § 220-47-311, filed 8/28/00, effective 9/28/00. Statutory Authority: RCW 75.08.080. WSR 99-24-011 (Order 99-202), § 220-47-311, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-47-311, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-16-030 (Order 97-124), § 220-47-311, filed 7/29/97, effective 8/29/97; WSR 96-15-101 (Order 96-81), § 220-47-311, filed 7/22/96, effective 8/22/96; WSR 95-13-056 (Order 95-75), § 220-47-311, filed 6/16/95, effective 7/17/95; WSR 94-15-001 (Order 94-62), § 220-47-311, filed 7/6/94, effective 8/6/94; WSR 93-14-041 (Order 93-55), § 220-47-311, filed 6/29/93, effective 7/30/93; WSR 92-15-105 (Order 92-47), § 220-47-311, filed 7/20/92, effective 8/20/92; WSR 91-18-024 (Order 91-72), § 220-47-311, filed 8/27/91, effective 9/27/91; WSR 90-13-025 (Order 90-49), § 220-47-311, filed 6/11/90, effective 7/12/90; WSR 89-13-004 (Order 89-44), § 220-47-311, filed 6/8/89; WSR 88-14-133 (Order 88-48), § 220-47-311, filed 7/6/88; WSR 87-15-059 (Order 87-72), § 220-47-311, filed 7/14/87; WSR 86-13-038 (Order 86-46), § 220-47-311, filed 6/12/86; WSR 85-13-032 (Order 85-60), § 220-47-311, filed 6/12/85; WSR 84-13-078 (Order 84-53), § 220-47-311, filed 6/21/84; WSR 83-14-020 (Order 83-57), § 220-47-311, filed 6/28/83; WSR 82-15-040 (Order 82-83), § 220-47-311, filed 7/15/82; WSR 81-18-017 (Order 81-101), § 220-47-311, filed 8/25/81; WSR 80-10-058 (Order 80-83), § 220-47-311, filed 8/6/80; WSR 78-05-018 (Order 78-16), § 220-47-311, filed 4/13/78; Order 77-66, § 220-47-311, filed 8/5/77; Order 77-14, § 220-47-311, filed 4/15/77; Order 76-41, § 220-47-311, filed 6/4/76; Order 1251, § 220-47-311, filed 8/18/75; Order 1210, § 220-47-311, filed 5/26/75; Order 1143, § 220-47-311, filed 8/8/74; Order 1125, § 220-47-311, filed 6/6/74; Order 1066, § 220-47-311, filed 7/19/73; Order 1057, § 220-47-311, filed 5/22/73; Order 988, § 220-47-311, filed 4/28/72.]

AMENDATORY SECTION (Amending WSR 22-14-052, filed 6/29/22, effective 7/30/22)

WAC 220-354-160 Puget Sound salmon—Gillnet—Open periods. (1)

It is unlawful to take, fish for, or possess salmon taken with gillnet gear for commercial purposes from Puget Sound, except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the periods provided for in each respective fishing area:

AREA	TIME	DATE(S)	MINIMUM MESH
6D: Skiff gillnet only, definition WAC 220-350-170 and lawful gear description WAC 220-354-140.	7AM - 7PM	9/21, 9/22, ((9/23)) 9/25, 9/26, 9/27, 9/28, 9/29, ((9/30)) 10/2, 10/3, 10/4, 10/5, 10/6, ((10/7)) 10/9, 10/10, 10/11, 10/12, 10/13, ((10/14)) 10/16, 10/17, 10/18, 10/19, 10/20, ((10/21)) 10/23, 10/24, 10/25, 10/26, 10/27, ((10/28)) 10/30, 10/31, 11/1, 11/2, 11/3, ((11/4)) 11/6, 11/7, 11/8, 11/9, 11/10	5"

Note: In Area 6D, it is unlawful to use other than 5-inch minimum mesh in the skiff gillnet fishery. It is unlawful to retain Chinook taken in Area 6D at any time, or any chum salmon taken in Area 6D prior to October 15 per Table 3.34 of the SCSCI Base Conservation Regime. In Area 6D, any Chinook or chum salmon required to be released must be removed from the net by cutting the meshes ensnaring the fish.

AREA	TIME	DATE(S)	MINIMUM MESH
7, 7A:	7AM - Midnight	10/11, 10/12, 10/14, 10/15, 10/18, 10/19, 10/20, 10/21, 10/22, 10/23, 10/24, 10/25, 10/26, 10/27, 10/28, 10/29, 10/30, 10/31, 11/1, 11/2, 11/3, 11/4, 11/5, 11/6, 11/7, 11/8, 11/9, 11/10, 11/11	6 1/4"

Note: In Areas 7 and 7A after October 9 and prior to October 18, coho and Chinook salmon must be released, and it is unlawful to use a net soak time of more than 45 minutes. Net soak time is defined as the time elapsed from when the first of the gillnet web enters the water, until the gillnet is fully retrieved from the water. Fishers must also use a recovery box in compliance with WAC 220-354-140 (5)(a) through (f) when coho and Chinook release is required.

7B:	7PM - 8AM	NIGHTLY ((8/7 , 8/8 , 8/9)) <u>8/13</u> , <u>8/14</u> , <u>8/15</u> , ((8/16 , 8/17)) <u>8/20</u> , <u>8/21</u> , <u>8/22</u> , <u>8/23</u> , ((8/24)) <u>8/27</u> , <u>8/28</u> , <u>8/29</u> , <u>8/30</u>	7"
	7AM ((8/28)) <u>9/3</u> - 7AM ((9/2)) <u>9/7</u>		5"
	7AM ((9/4)) <u>9/10</u> - 7AM ((9/9)) <u>9/14</u>		5"
	7AM ((9/11)) <u>9/17</u> - 7AM ((9/16)) <u>9/21</u>		5"
	7AM ((9/18)) <u>9/24</u> - Midnight ((10/22)) <u>10/28</u>		5"
	7AM ((10/24)) <u>10/30</u> - 4PM ((10/28)) <u>11/3</u>		6 1/4"
	7AM ((10/31)) <u>11/6</u> - 4PM ((11/4)) <u>11/10</u>		
	7AM ((11/7)) <u>11/13</u> - 4PM ((11/11)) <u>11/17</u>		
	7AM ((11/14)) <u>11/20</u> - 4PM ((11/18)) <u>11/24</u>		
	7AM ((11/21)) <u>11/27</u> - 4PM ((11/25)) <u>12/1</u>		
	7AM ((11/28)) <u>12/4</u> - 4PM ((12/2)) <u>12/8</u>		
7C:	7PM - 8AM	NIGHTLY ((8/7 , 8/8 , 8/9 , 8/14 , 8/15 , 8/16 , 8/17 , 8/21 , 8/22 , 8/23 , 8/24)) <u>8/13</u> , <u>8/14</u> , <u>8/15</u> , <u>8/20</u> , <u>8/21</u> , <u>8/22</u> , <u>8/23</u> , <u>8/27</u> , <u>8/28</u> , <u>8/29</u> , <u>8/30</u>	7"
	7AM ((8/28)) <u>9/3</u> - 7AM ((9/2)) <u>9/7</u>		7"
	7AM ((9/4)) <u>9/10</u> - 7AM ((9/9)) <u>9/14</u>		7"

Note: In Area 7C the minimum mesh size is 7" through ((~~9/9~~)) 9/14.

Note: The Whatcom Creek Zone: That portion of Area 7B east of a North - South line from the flashing red light at the west entrance to Squalicum Harbor to land fall east of Post Point may close per in-season management needs.

8:	5AM - 11PM	Closed	5"
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Note: In Area 8 it is unlawful to take or fish for pink salmon with drift gillnets greater than 60-mesh maximum depth. Fishers must also use minimum 5" and maximum 5 1/2" mesh during pink salmon management periods.

8A:	6PM - 8AM	Closed	5"
	6PM - 8AM	Closed	5"

Note: In Area 8A fishers must use minimum 5" and maximum 5 1/2" mesh during pink salmon management periods.

8D:	6PM - 8AM	((Closed)) NIGHTLY <u>9/17</u> , <u>9/21</u> , <u>9/24</u> , <u>9/28</u> , <u>10/1</u> , <u>10/5</u> , <u>10/8</u> , <u>10/12</u>	5"
	6PM <u>9/18</u> - 8AM <u>9/21</u>	((Closed))	5"
	6PM <u>9/25</u> - 8AM <u>9/28</u>	((Closed))	5"
	6PM <u>10/2</u> - 8AM <u>10/5</u>	((Closed))	5"
	6PM <u>10/9</u> - 8AM <u>10/12</u>		
	5PM - 9AM	((Closed)) NIGHTLY <u>10/15</u> , <u>10/19</u> , <u>10/22</u> , <u>10/26</u>	5"
	5PM <u>10/16</u> - 9AM <u>10/19</u>	((Closed))	5"
	5PM <u>10/23</u> - 9AM <u>10/26</u>	((Closed))	5"
	5PM - 9AM	Closed	5"
	4PM - 8AM	Closed	5"

AREA	TIME	DATE(S)	MINIMUM MESH
	4PM - 8AM	Closed	5"
	6AM - 6PM	Closed	6 1/4"
	7AM - 6PM	Closed	6 1/4"
9A: Skiff gillnet only, definition WAC 220-350-170 and lawful gear description WAC 220-354-140.	7AM ((8/7)) <u>8/13</u>	7PM ((4/29)) <u>11/4</u>	5"

Note: It is unlawful to retain chum salmon taken in Area 9A prior to October 1, and it is unlawful to retain Chinook salmon at any time. Any salmon required to be released must be removed from the net by cutting the meshes ensnaring the fish.

10, 11:	<u>7PM</u> - <u>8AM</u>	<u>8/22, 8/23, 8/24, 8/29, 8/30, 9/5, 9/6</u>	
((4/0, 4/1:))	5PM - 9AM	((Additional October dates (determined per agreement with tribal eo-managers in-season if harvestable surplus of salmon increase-)) <u>10/18, 10/22, 10/24, 10/29, 10/31</u>	6 1/4"
	<u>4PM</u> - <u>8AM</u>	<u>11/5, 11/7</u>	

Note: Areas 10 pink directed ((~~purse seine and~~) gillnet fisheries, adjusted hours 7AM-7PM, limited participation to 5 purse seine and 5 gillnet, observers required, use of recovery box required in compliance with WAC 220-354-140 (5)(a) through (f). ((~~Purse seines must trail.~~)) For gillnets it is unlawful to use a net soak time of more than 90 minutes. Net soak time is defined as the time elapsed from when the first of the gillnet web enters the water, until the gillnet is fully retrieved from the water. Retention of Chinook, coho, and chum is prohibited for all gears.

Note: Areas 10 and 11 chum directed fisheries may be subject to limited participation with daily per vessel catch limits. The number of vessels per gear type and daily per vessel catch limits will be determined by in-season management. Observers may be required for gillnets, including observers aboard tender vessels during offloads.

12A: Skiff gillnet only, definition WAC 220-350-170 and lawful gear description WAC 220-354-140.	7AM - 7PM	Closed.	5"
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Note: In Area 12A, it is unlawful to use other than 5-inch minimum mesh in the skiff gillnet fishery. It is unlawful to retain Chinook or chum salmon taken in Area 12A at any time, and any salmon required to be released must be removed from the net by cutting the meshes ensnaring the fish.

12, 12B:	7AM - 8PM	((10/13, 10/17, 10/19, 10/24, 10/27, 10/31, 11/2)) <u>10/23, 10/25, 10/30, 11/1, 11/3</u>	6 1/4"
	7AM - 7PM	((11/7, 11/9)) <u>11/6, 11/8</u>	6 1/4"
	6AM - 6PM	((Additional November dates (determined per agreement with tribal eo-managers in-season if harvestable surplus of salmon increase-)) <u>11/13, 11/16, 11/21</u>	6 1/4"
12C:	6AM - 6PM	((10/31, 11/2, 11/4, 11/7)) <u>Closed</u>	6 1/4"

All other saltwater and freshwater areas - Closed.

Nightly openings refer to the start date.

Within an area or areas, a mesh size restriction remains in effect from the first date indicated until a mesh size change is shown, and the new mesh size restriction remains in effect until changed.

(2) Fishers must take department observers, if requested by department staff, when participating in these openings.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.045 [77.04.055], and 77.12.047. WSR 22-14-052 (Order 22-115), § 220-354-160, filed 6/29/22, effective 7/30/22; WSR 21-14-068 (Order 21-94), § 220-354-160, filed 7/2/21, effective 8/2/21. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 20-14-050 (Order 20-98), § 220-354-160, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 19-15-051 (Order 19-140), § 220-354-160, filed 7/12/19, effective 8/12/19; WSR 18-14-013 (Order 18-131), § 220-354-160, filed 6/22/18, effective 7/23/18; WSR 17-17-100 (Order 17-205), amended and recodified as § 220-354-160, filed 8/18/17, effective 9/18/17; WSR 16-18-067, § 220-47-411, filed 9/2/16, effective 10/3/16; WSR 15-17-034 (Order 15-254), § 220-47-411, filed 8/11/15, effective 9/11/15; WSR 14-14-011 (Order 14-144), § 220-47-411, filed 6/19/14, effective 7/20/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 13-15-148 (Order 13-144), § 220-47-411, filed 7/23/13, effective 8/23/13; WSR 12-15-034 (Order 12-131), § 220-47-411, filed 7/12/12, effective 8/12/12; WSR 11-16-016 (Order 11-165), § 220-47-411, filed 7/22/11, effective 8/22/11; WSR 10-14-129 (Order

10-137), § 220-47-411, filed 7/7/10, effective 8/7/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-054 (Order 09-108), § 220-47-411, filed 7/9/09, effective 8/9/09; WSR 08-15-031 (Order 08-167), § 220-47-411, filed 7/8/08, effective 8/8/08; WSR 07-20-006, § 220-47-411, filed 9/20/07, effective 10/21/07. Statutory Authority: RCW 77.12.047. WSR 06-16-045 (Order 06-173), § 220-47-411, filed 7/26/06, effective 8/26/06; WSR 05-17-002 (Order 05-166), § 220-47-411, filed 8/3/05, effective 9/3/05; WSR 04-16-125 (Order 04-202), § 220-47-411, filed 8/4/04, effective 9/4/04; WSR 03-16-101 (Order 03-179), § 220-47-411, filed 8/6/03, effective 9/6/03; WSR 02-16-004 (Order 02-167), § 220-47-411, filed 7/25/02, effective 8/25/02; WSR 01-13-056 (Order 01-106), § 220-47-411, filed 6/15/01, effective 7/16/01; WSR 00-18-023 (Order 00-172), § 220-47-411, filed 8/28/00, effective 9/28/00. Statutory Authority: RCW 75.08.080. WSR 99-24-011 (Order 99-202), § 220-47-411, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-47-411, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-16-030 (Order 97-124), § 220-47-411, filed 7/29/97, effective 8/29/97; WSR 96-15-101 (Order 96-81), § 220-47-411, filed 7/22/96, effective 8/22/96; WSR 95-13-056 (Order 95-75), § 220-47-411, filed 6/16/95, effective 7/17/95; WSR 94-15-001 (Order 94-62), § 220-47-411, filed 7/6/94, effective 8/6/94; WSR 93-14-041 (Order 93-55), § 220-47-411, filed 6/29/93, effective 7/30/93; WSR 92-15-105 (Order 92-47), § 220-47-411, filed 7/20/92, effective 8/20/92; WSR 91-18-024 (Order 91-72), § 220-47-411, filed 8/27/91, effective 9/27/91; WSR 90-13-025 (Order 90-49), § 220-47-411, filed 6/11/90, effective 7/12/90; WSR 89-13-004 (Order 89-44), § 220-47-411, filed 6/8/89; WSR 88-14-133 (Order 88-48), § 220-47-411, filed 7/6/88; WSR 87-15-059 (Order 87-72), § 220-47-411, filed 7/14/87; WSR 86-13-038 (Order 86-46), § 220-47-411, filed 6/12/86; WSR 85-13-032 (Order 85-60), § 220-47-411, filed 6/12/85; WSR 84-13-078 (Order 84-53), § 220-47-411, filed 6/21/84; WSR 83-14-020 (Order 83-57), § 220-47-411, filed 6/28/83; WSR 82-15-040 (Order 82-83), § 220-47-411, filed 7/15/82; WSR 81-18-017 (Order 81-101), § 220-47-411, filed 8/25/81; WSR 80-10-058 (Order 80-83), § 220-47-411, filed 8/6/80; WSR 78-05-018 (Order 78-16), § 220-47-411, filed 4/13/78; Order 77-66, § 220-47-411, filed 8/5/77; Order 77-14, § 220-47-411, filed 4/15/77; Order 76-41, § 220-47-411, filed 6/4/76; Order 1251, § 220-47-411, filed 8/18/75; Order 1210, § 220-47-411, filed 5/26/75; Order 1143, § 220-47-411, filed 8/8/74; Order 1125, § 220-47-411, filed 6/6/74; Order 1066, § 220-47-411, filed 7/19/73; Order 1057, § 220-47-411, filed 5/22/73; Order 988, § 220-47-411, filed 4/28/72.]

AMENDATORY SECTION (Amending WSR 22-14-052, filed 6/29/22, effective 7/30/22)

WAC 220-354-180 Puget Sound salmon—Reef net open periods. (1)

It is unlawful to take, fish for, or possess salmon taken with reef net gear for commercial purposes in Puget Sound, except in the following designated Puget Sound Salmon Management and Catch Reporting Areas, during the periods provided for in each respective area:

AREA	TIME	DATE(S)
7	3AM - 9PM Daily	(9/48-11/5) 9/17-11/11

(2) It is unlawful at all times to retain unmarked Chinook salmon taken with reef net gear, and it is unlawful to retain chum salmon taken with reef net gear prior to October 1.

(3) It is unlawful to retain marked Chinook after September 30.

(a) It is unlawful to retain marked Chinook with reef net gear if the fisher does not have in his or her immediate possession a department-issued Puget Sound Reef Net Logbook with all retained Chinook accounted for in the logbook. Marked Chinook are those with a clipped adipose fin and a healed scar at the site of the clipped fin.

(b) Completed logs must be submitted and received within six working days to: Puget Sound Commercial Salmon Manager, Department of Fish & Wildlife, (~~600 Capitol Way N~~) P.O. Box 43200, Olympia, WA (~~(98501-1091)~~) 98504.

(4) All other saltwater and freshwater areas - Closed.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.045 [77.04.055], and 77.12.047. WSR 22-14-052 (Order 22-115), § 220-354-180, filed 6/29/22, effective 7/30/22; WSR 21-14-068 (Order 21-94), § 220-354-180, filed 7/2/21, effective 8/2/21. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 20-14-050 (Order 20-98), § 220-354-180, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 19-15-051 (Order 19-140), § 220-354-180, filed 7/12/19, effective 8/12/19; WSR 18-14-013 (Order 18-131), § 220-354-180, filed 6/22/18, effective 7/23/18; WSR 17-17-100 (Order 17-205), amended and recodified as § 220-354-180, filed 8/18/17, effective 9/18/17; WSR 16-18-067, § 220-47-401, filed 9/2/16, effective 10/3/16; WSR 15-17-034 (Order 15-254), § 220-47-401, filed 8/11/15, effective 9/11/15; WSR 14-14-011 (Order 14-144), § 220-47-401, filed 6/19/14, effective 7/20/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 12-15-034 (Order 12-131), § 220-47-401, filed 7/12/12, effective 8/12/12; WSR 11-16-016 (Order 11-165), § 220-47-401, filed 7/22/11, effective 8/22/11; WSR 10-14-129 (Order 10-137), § 220-47-401, filed 7/7/10, effective 8/7/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-054 (Order 09-108), § 220-47-401, filed 7/9/09, effective 8/9/09; WSR 08-15-031 (Order 08-167), § 220-47-401, filed 7/8/08, effective 8/8/08; WSR 07-20-006, § 220-47-401, filed 9/20/07, effective 10/21/07. Statutory Authority: RCW 77.12.047. WSR 06-16-045 (Order 06-173), § 220-47-401, filed 7/26/06, effective 8/26/06; WSR 05-17-002 (Order 05-166), § 220-47-401, filed 8/3/05, effective 9/3/05; WSR 04-16-125 (Order 04-202), § 220-47-401, filed 8/4/04, effective 9/4/04; WSR 03-18-005 (Order 03-210), § 220-47-401, filed 8/20/03, effective 9/20/03; WSR 02-16-004 (Order 02-167), § 220-47-401, filed 7/25/02, effective 8/25/02; WSR 01-13-056 (Order 01-106), § 220-47-401, filed 6/15/01, effective 7/16/01; WSR 00-18-023 (Order 00-172), § 220-47-401, filed 8/28/00, effective 9/28/00. Statutory Authority: RCW 75.08.080. WSR 99-24-011 (Order 99-202), § 220-47-401, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-47-401, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-16-030 (Order 97-124), § 220-47-401, filed 7/29/97, effective 8/29/97; WSR 96-15-101 (Order 96-81), § 220-47-401, filed 7/22/96, effective 8/22/96; WSR 95-13-056 (Order 95-75), § 220-47-401, filed 6/16/95, effective 7/17/95; WSR 94-15-001 (Order 94-62), § 220-47-401, filed 7/6/94, effective 8/6/94; WSR 93-14-041 (Order 93-55), § 220-47-401, filed 6/29/93, effective 7/30/93; WSR 92-15-105 (Order 92-47), § 220-47-401,

filed 7/20/92, effective 8/20/92; WSR 91-18-024 (Order 91-72), § 220-47-401, filed 8/27/91, effective 9/27/91; WSR 90-13-025 (Order 90-49), § 220-47-401, filed 6/11/90, effective 7/12/90; WSR 89-13-004 (Order 89-44), § 220-47-401, filed 6/8/89; WSR 88-14-133 (Order 88-48), § 220-47-401, filed 7/6/88; WSR 87-15-059 (Order 87-72), § 220-47-401, filed 7/14/87; WSR 86-13-038 (Order 86-46), § 220-47-401, filed 6/12/86; WSR 81-18-017 (Order 81-101), § 220-47-401, filed 8/25/81; WSR 80-10-058 (Order 80-83), § 220-47-401, filed 8/6/80; WSR 78-05-018 (Order 78-16), § 220-47-401, filed 4/13/78; Order 77-66, § 220-47-401, filed 8/5/77; Order 77-14, § 220-47-401, filed 4/15/77; Order 76-41, § 220-47-401, filed 6/4/76; Order 1210, § 220-47-401, filed 5/26/75; Order 1143, § 220-47-401, filed 8/8/74; Order 1125, § 220-47-401, filed 6/6/74; Order 1066, § 220-47-401, filed 7/19/73; Order 1057, § 220-47-401, filed 5/22/73; Order 988, § 220-47-401, filed 4/28/72.]

AMENDATORY SECTION (Amending WSR 22-14-052, filed 6/29/22, effective 7/30/22)

WAC 220-354-210 Puget Sound salmon—Beach seine—Open periods.

(1) It is unlawful to take, fish for, or possess salmon taken with beach seine gear for commercial purposes from Puget Sound except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the periods provided hereinafter in each respective Management and Catch Reporting Area:

All areas:

AREA	TIME	DATE(S)
12A:	7AM - 7PM	((8/22, 8/23, 8/24, 8/25, 8/26)) 8/28, 8/29, 8/30, 8/31, 9/1, ((9/2)) 9/4, 9/5, 9/6, 9/7, 9/8, ((9/9)) 9/11, 9/12, 9/13, 9/14, 9/15, ((9/16)) 9/18, 9/19, 9/20, 9/21, 9/22, ((9/23)) 9/25, 9/26, 9/27, 9/28, 9/29, ((9/30)) 10/2, 10/3, 10/4, 10/5, 10/6
12C, Hoodspport Hatchery Zone:	7AM - 7PM	((7/25, 8/1, 8/8, 8/15, 8/22, 8/29)) 7/27, 8/3, 8/10, 8/17, 8/24, 8/31, 9/7, 9/14 Additional July and August dates (determined per agreement with tribal co-managers in-season if harvestable surplus of salmon increase). November (dates determined per agreement with tribal co-managers in-season if harvestable surplus of salmon remain).

(2) It is unlawful to retain the following salmon species taken with beach seine gear within the following areas during the following periods:

- (a) Chinook salmon - At all times in Area 12A.
- (b) Chum salmon - In all areas prior to October 10.
- (c) Sockeye salmon - At all times in Areas 12, 12A, 12B, and 12C.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.045 [77.04.055], and 77.12.047. WSR 22-14-052 (Order 22-115), § 220-354-210, filed 6/29/22, effective 7/30/22; WSR 21-14-068 (Order 21-94), § 220-354-210, filed 7/2/21, effective 8/2/21. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 20-14-050 (Order 20-98), § 220-354-210, filed 6/25/20, effective 7/26/20. Statutory Au-

thority: RCW 77.04.012, 77.04.020, 77.04.130, 77.12.045, and 77.12.047. WSR 19-15-051 (Order 19-140), § 220-354-210, filed 7/12/19, effective 8/12/19; WSR 18-14-013 (Order 18-131), § 220-354-210, filed 6/22/18, effective 7/23/18; WSR 17-17-100 (Order 17-205), amended and recodified as § 220-354-210, filed 8/18/17, effective 9/18/17; WSR 16-18-067, § 220-47-428, filed 9/2/16, effective 10/3/16; WSR 15-17-034 (Order 15-254), § 220-47-428, filed 8/11/15, effective 9/11/15; WSR 14-14-011 (Order 14-144), § 220-47-428, filed 6/19/14, effective 7/20/14. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 13-15-148 (Order 13-144), § 220-47-428, filed 7/23/13, effective 8/23/13; WSR 12-15-034 (Order 12-131), § 220-47-428, filed 7/12/12, effective 8/12/12; WSR 11-16-016 (Order 11-165), § 220-47-428, filed 7/22/11, effective 8/22/11; WSR 10-14-129 (Order 10-137), § 220-47-428, filed 7/7/10, effective 8/7/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-054 (Order 09-108), § 220-47-428, filed 7/9/09, effective 8/9/09. Statutory Authority: RCW 77.12.047. WSR 05-17-002 (Order 05-166), § 220-47-428, filed 8/3/05, effective 9/3/05; WSR 04-16-125 (Order 04-202), § 220-47-428, filed 8/4/04, effective 9/4/04; WSR 03-18-005 (Order 03-210), § 220-47-428, filed 8/20/03, effective 9/20/03; WSR 02-16-004 (Order 02-167), § 220-47-428, filed 7/25/02, effective 8/25/02; WSR 01-13-056 (Order 01-106), § 220-47-428, filed 6/15/01, effective 7/16/01; WSR 00-18-023 (Order 00-172), § 220-47-428, filed 8/28/00, effective 9/28/00. Statutory Authority: RCW 75.08.080. WSR 99-24-011 (Order 99-202), § 220-47-428, filed 11/19/99, effective 12/20/99. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 98-15-081 (Order 98-122), § 220-47-428, filed 7/15/98, effective 8/15/98. Statutory Authority: RCW 75.08.080. WSR 97-16-030 (Order 97-124), § 220-47-428, filed 7/29/97, effective 8/29/97; WSR 96-15-101 (Order 96-81), § 220-47-428, filed 7/22/96, effective 8/22/96.]

WSR 23-13-072
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 23-73—Filed June 14, 2023, 1:43 p.m., effective July 15, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of this rule making is to regulate the recreational salmon fisheries statewide. These rules are part of a comprehensive suite of rule-making packages to implement the new 2023-2024 salmon seasons for Washington state developed through the broader North of Falcon process pursuant to the fish and wildlife commission's North of Falcon Policy C-3608 for 2019-2023 and the Administrative Procedure Act, chapter 34.05 RCW.

The North of Falcon process typically begins in January with the filing of the preproposal statement of inquiry (CR-101) and consists of government-to-government meetings involving the National Marine Fisheries Service (NMFS), treaty tribes, and Washington department of fish and wildlife (WDFW) representatives. Separate public meetings are held with stakeholders, both at a statewide and regional level, to review preseason run size forecasts, NMFS guidance relative to allowable impacts for species listed under the Endangered Species Act, which includes salmon, but other protected species as well, such as southern resident killer whales.

Stakeholder meetings specific to the Puget Sound fisheries were held in March and early April 2023. Additional public comment was accepted subsequent to the proposed rule making (CR-102) for the 2023 recreational salmon fishery filed on May 3, 2023 (WSR 23-10-090), including during the public hearing on the proposed rules held on June 8, 2023. The comprehensive North of Falcon meeting schedule and the meeting agendas, handouts, and audio recordings of the public meetings are available on WDFW's website at <https://wdfw.wa.gov/fishing/management/north-falcon/public-meetings>.

While these rules regulate only recreational fisheries, the seasons specified in these proposed rules are structured in a coordinated manner intended to provide commercial and recreational fishing opportunities while ensuring conservation requirements and management objectives in federal and state laws and regulations, state/tribal harvest management agreements, and fish and wildlife commission policies are met.

Even though drafted as amendments to preceding rules, these new amendments function as a coordinated and unitary fishery package for the 2023-2024 fishery season, and thus substantively replace prior years' recreational salmon fisheries.

Specifically, these rules replace and supersede the language in these WAC in their entirety: WAC 220-312-020 Freshwater exceptions to statewide rules—Coast, 220-312-030 Freshwater exceptions to statewide rules—Southwest, 220-312-040 Freshwater exceptions to statewide rules—Puget Sound, 220-312-050 Freshwater exceptions to statewide rules—Eastside, 220-312-060 Freshwater exceptions to statewide rules—Columbia River, 220-313-060 Puget Sound salmon—Saltwater seasons and daily limits, and 220-313-070 Coastal salmon—Saltwater seasons and daily limits.

Included in the fish and wildlife commission's North of Falcon Policy C-3608 for 2019-2023 is a delegation of authority to the Director of WDFW to adopt the implementing regulations, including this rule making, resulting from the North of Falcon process.

Citation of Rules Affected by this Order: Amending WAC
 220-312-020 Freshwater exceptions to statewide rules—Coast,
 220-312-030 Freshwater exceptions to statewide rules—Southwest,
 220-312-040 Freshwater exceptions to statewide rules—Puget Sound,
 220-312-050 Freshwater exceptions to statewide rules—Eastside,
 220-312-060 Freshwater exceptions to statewide rules—Columbia River,
 220-313-060 Puget Sound salmon—Saltwater seasons and daily limits,
 and 220-313-070 Coastal salmon—Saltwater seasons and daily limits.

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

Adopted under notice filed as WSR 23-10-090 on May 3, 2023.

Changes Other than Editing from Proposed to Adopted Version: WAC
 220-313-060 (3) (b) (ii), removed Chinook retention limit.

WAC 220-313-060 (4) (j) (ii), removed Chinook retention limit.

WAC 220-313-060 (9) (b), open Thursdays through Sundays only.

WAC 220-313-060 (9) (g) (ii) (C), open Thursdays through Sundays on-
 ly.

WAC 220-312-040 (263) (b) (ii), dates should be September 16
 through November 30.

WAC 220-312-040 (263) (b) (iii), open dates should be September 16
 through November 30.

WAC 220-312-040 (263) (c) (i), open dates should be September 16
 through November 30.

WAC 220-312-040 (301) (b) (v) (A), open dates should be October 16
 through November 30.

WAC 220-312-060 (f), night closure should be from Buoy 10 to
 Priest Rapids Dam.

WAC 220-312-020 (11) (c) (i), closure date returns to April 30.

WAC 220-312-020 (11) (c) (ii), unlawful to use bait returns to
 April 30.

WAC 220-312-020 (11) (d) (i), closure date returns to April 30.

WAC 220-312-020 (12) (c) (i), closure date returns to April 30.

WAC 220-312-020 (12) (c) (ii), unlawful to use bait returns to
 April 30.

WAC 220-312-020 (12) (d) (i), closure date returns to April 30.

WAC 220-312-020 (29) (c) (i), closure date returns to April 30.

WAC 220-312-020 (29) (c) (iii), unlawful to use bait returns to
 April 30.

WAC 220-312-020 (41) (c) (i), unlawful to use bait returns to April
 15.

WAC 220-312-020 (41) (c) (ii), closure date returns to April 15.

WAC 220-312-020 (41) (d) (i), closure date returns to April 15.

WAC 220-312-020 (41) (d) (ii), unlawful to use bait returns to
 April 15.

WAC 220-312-020 (41) (e) (i), closure date returns to April 15.

WAC 220-312-020 (42) (b), closure date returns to April 15.

WAC 220-312-020 (78) (a), open year-round.

WAC 220-312-020 (78) (d) (i), salmon open February 1 through August
 31.

WAC 220-312-020 (94) (c) (i), unlawful to use bait returns to April
 30.

WAC 220-312-020 (94) (c) (ii), gamefish open year-round.

WAC 220-312-020 (94) (c) (iii) (A), open February 1 through August

31.

WAC 220-312-020 (94) (d) (i), closure date returns to April 30.

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 7, 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: June 14, 2023.

Kelly Susewind
Director

OTS-4521.2

AMENDATORY SECTION (Amending WSR 22-14-054, filed 6/29/22, effective 7/30/22)

WAC 220-312-020 Freshwater exceptions to statewide rules—Coast.

(1) **Aberdeen Lake (Grays Harbor County)**: Open the fourth Saturday in April through October 31.

(2) **Bear Creek (Clallam County) (Bogachiel River tributary)**:

(a) It is unlawful to use anything other than one single-point barbless hook.

(b) It is unlawful to use bait.

(c) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow trout.

(3) **Bear Creek (Clallam County) (Sol Duc River tributary)**:

(a) It is unlawful to use anything other than one single-point barbless hook.

(b) It is unlawful to use bait.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(4) **Bear River (Pacific County)**:

(a) Open the Saturday before Memorial Day through March 31.

(b) From August 16 through November 30: Night closure.

(c) From the mouth (Highway 101 Bridge) to Lime Quarry Road (approximately 2 river miles):

(i) August 16 through November 30:

(ii) Barbless hooks required.

(iii) Anti-snagging rule.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Salmon: Open September 1 through January 31:

(A) Daily limit 6; up to 2 may be adults; of which 1 may be a wild coho.

(B) Release wild Chinook.

- (d) From the Lime Quarry Road upstream to the Longview Fiber Bridge:
- (i) Selective gear rules.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (5) **Beaver Creek (Clallam County) (Sol Duc River tributary):**
- (a) From the mouth upstream to Beaver Falls:
 - (b) It is unlawful to use anything other than one single-point barbless hook.
 - (c) It is unlawful to use bait.
 - (d) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (6) **Beaver Lake (Clallam County):** Selective gear rules.
- (7) **Big River (Clallam County), outside of Olympic National Park:**
- (a) Open the Saturday before Memorial Day through October 15, and January 1 through the last day of February.
 - (b) Selective gear rules.
 - (c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (8) **Big River tributaries (Clallam County), outside of Olympic National Park:** Open the Saturday before Memorial Day through October 15.
- (9) **Black River (Grays Harbor/Thurston counties):** From the mouth to the bridge on 128th Ave. S.W.:
- (a) Anti-snagging rule.
 - (b) Night closure.
 - (c) Barbless hooks required.
 - (d) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (e) Salmon:
 - (i) Open October 1 through (~~October 31~~) November 30:
 - (A) Daily limit 6; up to 2 may be adults.
 - (B) Release adult Chinook.
 - (ii) (~~Open November 1 through November 30:~~
 - ~~(A) Daily limit 6; up to 1 may be an adult.~~
 - ~~(B) Release Chinook.~~
 - ~~(iii))~~) Open December 1 through December 31:
 - (A) Daily limit 6; up to 1 may be an adult.
 - (B) Release Chinook (~~and wild coho~~).
- (10) **Bogachiel Hatchery Pond, South (Clallam County):** Closed waters.
- (11) **Bogachiel River (Clallam County):**
- (a) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (b) It is unlawful to use anything other than one single-point barbless hook.
 - (c) From the mouth to Highway 101 Bridge:
 - (i) Open the Saturday before Memorial Day through April 30.
 - (ii) It is unlawful to use bait the Saturday before Memorial Day through August 31 and February 16 through April 30.
 - (iii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Release wild rainbow trout.
 - (B) Cutthroat trout: Minimum length 14 inches.
 - (C) November 1 through last day in February: Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (iv) Salmon:
 - (A) Open July 1 through August 31:

- (I) Daily limit 4; up to 2 may be adults.
- (II) Release wild adult Chinook and wild adult coho.

(B) Open September 1 through September 15:

(I) Daily limit 3; up to ((±)) 2 may be ((~~an~~)) adults, of which 1 may be a wild Chinook.

(II) Release wild adult coho and sockeye.

(C) Open September 16 through December 15:

(I) Daily limit 3; up to ((±)) 2 may be ((~~an~~)) adults, of which 1 may be a wild Chinook.

(II) Release sockeye.

(d) From Highway 101 Bridge to Olympic National Park boundary:

(i) Open the Saturday before Memorial Day through April 30.

(ii) It is unlawful to use bait.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Release wild rainbow trout.

(B) Cutthroat trout: Minimum length 14 inches.

(12) **Calawah River (Clallam County):**

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) It is unlawful to use anything other than one single-point barbless hook.

(c) From the mouth to the Highway 101 Bridge:

(i) Open the Saturday before Memorial Day through April 30.

(ii) It is unlawful to use bait the Saturday before Memorial Day through April 30.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Release wild rainbow trout.

(B) Cutthroat trout: Minimum length 14 inches.

(C) November 1 through the last day in February: Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon:

(A) Open July 1 through August 31:

(I) Daily limit 4; up to 2 may be adults.

(II) Release wild adult Chinook and wild adult coho.

(B) Open September 1 through September 15:

(I) Daily limit 3; up to ((±)) 2 may be ((~~an~~)) adults, of which 1 may be a wild Chinook.

(II) Release wild adult coho and sockeye.

(C) Open September 16 through December 15:

(I) Daily limit 3; up to ((±)) 2 may be ((~~an~~)) adults, of which 1 may be a wild Chinook.

(II) Release sockeye.

(d) From the Highway 101 Bridge to the forks:

(i) Open the Saturday before Memorial Day through April 30.

(ii) It is unlawful to use bait.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Release wild rainbow trout.

(B) Cutthroat trout: Minimum length 14 inches.

(13) **Calawah River, North Fork (Clallam County):**

(a) It is unlawful to use anything other than one single-point barbless hook.

(b) It is unlawful to use bait.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(14) **Calawah River, South Fork (Clallam County):**

(a) From the mouth to the Olympic National Park boundary:

(b) Open the Saturday before Memorial Day through the last day in February.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) It is unlawful to use anything other than one single-point barbless hook.

(e) It is unlawful to use bait.

(f) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(15) **Canyon River (Grays Harbor County):** Closed waters.

(16) **Cases Pond (Pacific County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(17) **Cedar Creek (Jefferson County), outside Olympic National Park:**

(a) Open the Saturday before Memorial Day through the last day in February.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(18) **Chehalis River (Grays Harbor County), including all channels, sloughs, and interconnected waterways:**

(a) From the mouth (Highway 101 Bridge in Aberdeen) to Fuller Bridge (Keys Road) including all channels, sloughs, and interconnected waterways:

(i) August 1 through November 30: Single-point barbless hooks are required.

(ii) Open the Saturday before Memorial Day through April 15:

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open August 1 through September 15((+)).

(I) Daily limit 6.

(II) Release adult salmon.

(B) Open September 16 through ~~((October 31+))~~ November 30.

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

~~(C) ((Open November 1 through November 30:~~

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(D-))~~ Open December 1 through December 31((+)).

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook ~~((and wild coho))~~.

(b) From Fuller Bridge (Keys Road) to South Elma Bridge (Wakefield Road) including all channels, sloughs, and interconnected waterways:

(i) ~~((All species))~~ August 1 through November 30: Single-point barbless hooks are required ~~((August 1 through November 30))~~.

(ii) Open the Saturday before Memorial Day through April 15.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open August 1 through September 15:

(I) Daily limit 6.

(II) Release adult salmon.

(B) September 16 through September 30: Closed.

(C) Open October 1 (~~(through October 31:)~~) November 30.

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(D) (~~(Open November 1 through November 30:~~

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(E))~~ Open December 1 through December 31(~~(:)~~).

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~(and wild coho)~~).

(c) From South Elma Bridge (Wakefield Road) to the confluence of Black River:

(i) (~~(All species)~~) August 16 through November 30: Single-point barbless hooks are required.

(ii) Open the Saturday before Memorial Day through April 15.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open October 1 through (~~(October 31:)~~) November 30.

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~(Open November 1 through November 30:~~

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31(~~(:)~~).

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~(and wild coho)~~).

(d) From the confluence of Black River to high bridge on Weyerhaeuser 1000 line (approximately 400 yards downstream from Roger Creek, south of Pe Ell):

(i) Open the Saturday before Memorial Day through April 15.

(ii) (~~(Selective gear rules.~~

~~(iii))~~ Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iii) August 16 through November 30: Single-point barbless hooks are required.

(iv) Salmon:

(A) Open October 1 through (~~(October 31:)~~) November 30.

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~(Open November 1 through November 30:~~

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31(~~(:)~~).

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~(and wild coho)~~).

(e) From high bridge on Weyerhaeuser 1000 line (approximately 400 yards downstream from Roger Creek, south of Pe Ell) upstream including all forks:

(i) Open the Saturday before Memorial Day through April 15.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(19) **Chehalis River, South Fork (Lewis County):** From the mouth to County Highway Bridge near Boistfort School:

(a) Open the Saturday before Memorial Day through April 15.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(20) Chimacum Creek (Jefferson County):

(a) From the mouth to Ness's Corner Road:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except:

Release cutthroat trout and wild rainbow trout.

(b) From Ness's Corner Road upstream:

(i) Open the Saturday before Memorial Day through October 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except:

Release cutthroat trout and wild rainbow trout.

(21) Clallam River (Clallam County):

(a) Open the Saturday before Memorial Day through October 31:

(i) Selective gear rules.

(ii) Release all fish.

(b) Open from November 1 through January 31:

(i) Game fish: Statewide minimum length/daily limit, except:

(ii) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(22) Clearwater River (Jefferson County):

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) It is unlawful to use anything other than one barbless hook.

(c) From the mouth to Snahapish River:

(i) Open the Saturday before Memorial Day through April 15.

(ii) Bait is allowed September 1 through February 15.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Release wild rainbow trout.

(B) Cutthroat trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open September 1 through November 30:

(B) Daily limit 3; up to ((4)) 2 may be ((an)) adults, of which up to 1 may be a Chinook.

(d) From the Snahapish River upstream:

(i) Open the Saturday before Memorial Day through October 31.

(ii) It is unlawful to use bait.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Release wild rainbow trout.

(B) Cutthroat trout: Minimum length 14 inches.

(23) Cloquallum Creek (Grays Harbor County): From the mouth to the outlet at Stump Lake:

(a) Open the Saturday before Memorial Day through the last day in February.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(24) Copalis River (Grays Harbor County):

(a) From the mouth to Carlisle Bridge:

(i) Open the Saturday before Memorial Day through last day in February.

(ii) It is permissible to retain hatchery steelhead with a dorsal fin height of less than 2 1/8 inches or with an adipose or ventral fin clip.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Single-point barbless hooks required August 16 through November 30.

(v) Salmon:

- (A) Open September 1 through (~~October 31~~) November 30:
 (I) Daily limit 6; up to 2 may be adults.
 (II) Release adult Chinook.
- (B) Open (~~November~~) December 1 through December 31:
 (I) Daily limit 6; up to 1 may be an adult.
 (II) Release Chinook.
- (b) From Carlisle Bridge upstream:
 (i) Open the Saturday before Memorial Day through the last day in February.
 (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (25) **Crim Creek (Lewis County) (Chehalis River tributary)**: Closed waters.
- (26) **Damon Lake (Grays Harbor County)**: Game fish: Statewide minimum length/daily limit, except:
 (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 (c) Channel catfish: Daily limit 10; no size restriction.
 (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (27) **Deep Creek (Clallam County) (tributary to the straits)**:
 (a) Open December 1 through January 31.
 (b) Selective gear rules.
 (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (28) **Dickey Lake (Clallam County)**: Game fish: Statewide minimum length/daily limit, except:
 (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 (c) Channel catfish: Daily limit 10; no size restriction.
 (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (29) **Dickey River (Clallam County)**:
 (a) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 (b) It is unlawful to use anything other than one single-point barbless hook.
 (c) From Olympic National Park boundary upstream to the confluence of the East and West forks:
 (i) Open the Saturday before Memorial Day through April 30.
 (ii) It is unlawful to use bait the Saturday before Memorial Day through August 31 and February 16 through April 30.
 (iii) Game fish: Statewide minimum length/daily limit, except:
 (A) Release wild rainbow trout.
 (B) Cutthroat trout: Minimum length 14 inches.
 (iv) Salmon:
 (A) Open July 1 through August 31:
 (I) Daily limit 4; up to 2 may be adults.
 (II) Release wild adult Chinook and wild adult coho.
 (B) Open September 1 through September 15:
 (I) Daily limit 3; up to 1 may be an adult.

- (II) Release wild adult coho and sockeye.
- (C) Open September 16 through December 15:
- (I) Daily limit 3; up to 1 may be an adult.
- (II) Release sockeye.
- (d) From the confluence of the East and West forks upstream (for both forks):
 - (i) Open the Saturday before Memorial Day through ~~((April 30))~~ March 31.
 - (ii) It is unlawful to use bait.
 - (iii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Release wild rainbow trout.
 - (B) Cutthroat trout: Minimum length 14 inches.
- (30) **Duck Lake (Grays Harbor County):**
 - (a) Game fish: Statewide minimum length/daily limit, except: Crappie: No limit and no minimum length.
 - (b) Grass carp: No limit for anglers and bow and arrow fishing.
- (31) **Dungeness River (Clallam County):** From the mouth to the forks at Dungeness Forks Campground:
 - (a) Open October 16 through January 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (c) Salmon:
 - (i) Open October 16 through November 30.
 - (ii) Daily limit 4 coho only.
 - (iii) Release wild coho.
- (32) **East Twin River (Clallam County):**
 - (a) Selective gear rules.
 - (b) Release all fish.
- (33) **Elk Creek (Lewis County) (Chehalis River tributary):** Open the Saturday before Memorial Day through September 30 and January 1 through March 31.
- (34) **Elk Lake (Clallam County):**
 - (a) Open the Saturday before Memorial Day through October 15.
 - (b) Selective gear rules.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Release kokanee.
- (35) **Elk River (Grays Harbor County):**
 - (a) From the mouth (Highway 105 Bridge) to the confluence of the middle branch:
 - (i) Open the Saturday before Memorial Day through the last day in February.
 - (ii) August 16 through November 30: Single-point barbless hooks are required.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iv) Salmon:
 - (A) Open October 1 through ~~((October 31))~~ November 30:
 - (I) Daily limit 6; up to 2 may be adults.
 - (II) Release adult Chinook.
 - (B) ~~((Open November 1 through November 30: (I) Daily limit 6; up to 1 may be an adult. (II) Release Chinook. (C) Open December 1 through December 31: (I) Daily limit 6; up to 1 may be an adult. (II) Release Chinook ((and wild coho)).~~
 - (b) From confluence of the middle branch upstream:

- (i) Open the Saturday before Memorial Day through the last day in February.
- (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (36) **Elwha River and all tributaries (Clallam County)**: Closed waters.
- (37) **Failor Lake (Grays Harbor County)**: Open the fourth Saturday in April through September 15.
- (38) **Fork Creek (Pacific County) (Willapa River tributary)**: Closed waters.
- ~~((a) From Forks Creek Hatchery rack upstream 500 feet at fishing boundary sign:~~
- ~~(i) Open only for anglers with lower extremity disabilities who must permanently use a medically prescribed assistive device every time for mobility as defined in WAC 220-413-150 and possess a designated harvester companion card.~~
- ~~(ii) Night closure.~~
- ~~(iii) From October 1 through November 30:~~
- ~~(A) Single-point barbless hooks required.~~
- ~~(B) Stationary gear restriction.~~
- ~~(iv) Open the Saturday before Memorial Day through July 15 and October 1 through March 31.~~
- ~~(v) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.~~
- ~~(vi) Salmon: Open October 1 through January 31:~~
- ~~(A) Daily limit 6; up to 2 may be adults; of which 1 may be a wild coho.~~
- ~~(B) Release wild Chinook.~~
- ~~(b) From the fishing boundary sign 500 feet above Forks Creek Hatchery rack upstream to the source:~~
- ~~(i) Selective gear rules.~~
- ~~(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.))~~
- (39) **Goodman Creek (Jefferson County), outside Olympic National Park**:
- (a) Open the Saturday before Memorial Day through the last day in February.
- (b) Selective gear rules.
- (c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (40) **Gray Wolf River (Clallam County)**:
- (a) From the confluence with the Dungeness to the bridge at river mile 1.0: Closed waters.
- (b) From the bridge at river mile 1.0, upstream:
- (i) Selective gear rules.
- (ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (41) **Hoh River (Jefferson County)**:
- (a) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (b) It is unlawful to use anything other than one single-point barbless hook.
- (c) From the Olympic National Park boundary upstream to the DNR Oxbow Campground Boat Launch:
- (i) It is unlawful to use bait from February 16 through April 15 and June 1 through August 31.

- 15: (ii) Open June 1 through August 31 and September 16 through April 15:
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (A) Release wild rainbow trout.
- (B) Cutthroat trout: Minimum length 14 inches.
- (C) November 1 through February 15: Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (iv) Salmon:
- (A) Open September 16 through November 30: Daily limit ((2)) 4; up to ((4)) 2 may be ((an)) adults, of which 1 may be a Chinook.
- (B) Open December 1 through December 15: Daily limit 1 coho only.
- (d) From the DNR Oxbow Campground Boat Launch to Morgans Crossing Boat Launch:
- (i) Open June 1 through August 31 and September 16 through April 15.
- (ii) It is unlawful to use bait June 1 through October 15 and December 1 through April 15.
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (A) Release wild rainbow trout.
- (B) Cutthroat trout: Minimum length 14 inches.
- (iv) Salmon:
- (A) Open October 16 through November 30: Daily limit ((2)) 4; up to ((1 adult may be retained)) 2 may be adults, of which 1 may be a Chinook.
- (B) Open December 1 through December 15: Daily limit 1 coho only.
- (e) From Morgan's Crossing Boat Launch upstream to the Olympic National Park boundary below mouth of South Fork Hoh River:
- (i) Open June 1 through August 31 and September 16 through April 15.
- (ii) It is unlawful to use bait.
- (iii) It is unlawful to fish from a floating device.
- (iv) Game fish: Statewide minimum length/daily limit, except:
- (A) Release wild rainbow trout.
- (B) Cutthroat trout: Minimum length 14 inches.
- (42) Hoh River, South Fork (Jefferson County), outside the Olympic National Park boundary:**
- (a) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (b) Open June 1 through August 31 and September 16 through April 15.
- (c) It is unlawful to use anything other than one single-point barbless hook.
- (d) It is unlawful to use bait.
- (e) Game fish: Statewide minimum length/daily limit, except:
- (i) Release wild rainbow trout.
- (ii) Cutthroat trout: Minimum length 14 inches.
- (43) Hoko River (Clallam County):**
- (a) From the mouth to the upper Hoko Bridge:
- (i) From the hatchery ladder downstream 100 feet: Closed waters.
- (ii) Open the Saturday before Memorial Day through March 15.
- (iii) September 1 through October 31: Open to fly fishing only.
- (iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (b) From the upper Hoko Bridge to Ellis Creek Bridge (river mile 18.5):
- (i) Open the Saturday before Memorial Day through March 31 to fly fishing only.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(44) **Hoquiam River, including West Fork (Grays Harbor County):**

(a) From the mouth (Highway 101 Bridge on Simpson) to Dekay Road Bridge (West Fork):

(i) August 16 through November 30: Single-point barbless hooks are required.

(ii) Open the Saturday before Memorial Day through the last day of February:

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open October 1 through (~~October 31~~) November 30:

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~Open November 1 through November 30~~:

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31:

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~and wild coho~~).

(b) From Dekay Road Bridge upstream:

(i) Open the Saturday before Memorial Day through the last day of February.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(45) **Hoquiam River, East Fork (Grays Harbor County):**

(a) From the mouth to the confluence of Berryman Creek:

(i) August 16 through November 30: Single-point barbless hooks are required.

(ii) Open the Saturday before Memorial Day through the last day of February.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open October 1 through (~~October 31~~) November 30:

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~Open November 1 through November 30~~:

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31:

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~and wild coho~~).

(b) From the confluence of Berryman Creek upstream:

(i) Open the Saturday before Memorial Day through the last day of February.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iii) Selective gear rules.

(46) **Humptulips River (Grays Harbor County):**

(a) From the mouth (Jessie Slough) to the Highway 101 Bridge, including all channels, sloughs, and interconnected waterways:

(i) August 16 through November 30:

(A) Night closure.

(B) Single-point barbless hooks are required.

- (ii) Open the Saturday before Memorial Day through March 31.
- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) Salmon:
 - (A) Open September 1 through September 30:
 - (I) Daily limit 6; up to 2 may be adults (~~(, of which 1 may be a wild Chinook)~~).
 - (II) Release wild coho and wild Chinook.
 - (B) Open October 1 through October 31:
 - (I) Daily limit 6; up to 2 may be adults, of which 1 may be a Chinook.
 - (II) Release wild Chinook and wild coho.
 - (C) Open November 1 through December 31:
 - (I) Daily limit 6; up to 1 may be an adult.
 - (II) Release Chinook and wild coho.
- (b) From the Highway 101 Bridge to the confluence of the East and West forks:
 - (i) From December 1 through March 31: It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (ii) August 16 through November 30:
 - (A) Night closure.
 - (B) Single-point barbless hooks are required.
 - (iii) March 1 through March 31: Selective gear rule.
 - (iv) Game fish:
 - (A) Open the Saturday before Memorial Day through the last day in February: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (B) Open March 1 through March 31: Release all fish, except: Anglers may retain up to 2 hatchery steelhead.
 - (v) Salmon:
 - (A) Open September 1 through September 30:
 - (I) Daily limit 6; up to 2 may be adults (~~(, of which 1 may be a wild Chinook)~~).
 - (II) Release wild coho and wild Chinook.
 - (B) Open October 1 through October 31:
 - (I) Daily limit 6; up to 2 may be adults, of which 1 may be a Chinook.
 - (II) Release wild Chinook and wild coho.
 - (C) Open November 1 through December 31:
 - (I) Daily limit 6; up to 1 may be an adult.
 - (II) Release Chinook and wild coho.
- (47) **Humptulips River, East Fork (Grays Harbor County):** August 16 through October 31:
 - (a) Anti-snagging rule.
 - (b) Night closure.
- (48) **Humptulips River, West Fork (Grays Harbor County):** From the mouth to Donkey Creek:
 - (a) August 16 through November 30:
 - (i) Anti-snagging rule.
 - (ii) Night closure.
 - (b) March 1 through March 31: Selective gear rule.
 - (c) Game fish:
 - (i) Open the Saturday before Memorial Day through the last day in February: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (ii) Open March 1 through March 31: Release all fish, except: Anglers may retain up to 2 hatchery steelhead.

(49) **Joe Creek (Grays Harbor County)**: From the mouth to Ocean Beach Road Bridge:

(a) August 16 through November 30: Single-point barbless hooks are required.

(b) Open the Saturday before Memorial Day through December 31.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(d) Salmon:

(i) Open September 1 through (~~October 31~~) November 30:

(A) Daily limit 6; up to 2 may be adults.

(B) Release adult Chinook.

(ii) Open (~~November~~) December 1 through December 31:

(A) Daily limit 6; up to 1 may be an adult.

(B) Release Chinook.

(50) **Johns River (Grays Harbor County)**: From the mouth (Highway 105 Bridge) to Ballon Creek:

(a) August 16 through November 30: Single-point barbless hooks are required.

(b) Open the Saturday before Memorial Day through the last day in February.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(d) Salmon:

(i) Open October 1 through (~~October 31~~) November 30:

(A) Daily limit 6; up to 2 may be adults.

(B) Release adult Chinook.

(ii) (~~Open November 1 through November 30:~~

~~(A) Daily limit 6; up to 1 may be an adult.~~

~~(B) Release Chinook.~~

~~(iii))~~) Open December 1 through December 31:

(A) Daily limit 6; up to 1 may be an adult.

(B) Release Chinook (~~and wild coho~~).

(51) **Kalaloch Creek (Jefferson County), outside Olympic National Park**:

(a) Open the Saturday before Memorial Day through the last day in February:

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(52) **Lena Lake, Lower (Jefferson County)**: The inlet stream from the mouth upstream to the footbridge (about 100 feet): Closed waters.

(53) **Lincoln Pond (Clallam County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(54) **Little Hoko River (Clallam County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(55) **Loomis Lake (Pacific County)**: Open the fourth Saturday in April through October 31.

(56) **Lyre River (Clallam County)**:

(a) From the mouth to falls near river mile 3:

(i) Open the Saturday before Memorial Day through January 31.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From the falls to the Olympic National Park boundary:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(57) **Matheny Creek (Jefferson County) (Queets River tributary), outside the Olympic National Park:**

(a) Open the Saturday before Memorial Day through October 31.

(b) It is unlawful to use bait.

(c) It is unlawful to use anything other than one barbless hook.

(d) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(58) **McDonald Creek (Clallam County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(59) **Moclips River (Grays Harbor County):**

(a) From the mouth to the Quinault Indian Reservation boundary.

(b) Open the Saturday before Memorial Day through the last day in February.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(d) It is permissible to retain steelhead with a dorsal fin height of less than 2 1/8 inches or with an adipose or ventral fin clip.

(e) August 16 through November 30: Single-point barbless hooks are required.

(f) Salmon:

(i) Open September 1 through (~~October 31~~) November 30:

(A) Daily limit 6; up to 2 may be adults.

(B) Release adult Chinook.

(ii) Open (~~November~~) December 1 through December 31:

(A) Daily limit 6; up to 1 may be an adult.

(B) Release Chinook.

(60) **Morse Creek (Clallam County):** From the mouth to Port Angeles Dam:

(a) Open from December 1 through January 31.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(61) **Mosquito Creek (Jefferson County):** From outside Olympic National Park upstream to the Goodman 3000 Mainline Bridge:

(a) Open the Saturday before Memorial Day through the last day in February.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(62) **Naselle River (Pacific/Wahkiakum counties):**

(a) From the Highway 101 Bridge to the South Fork:

(i) August 1 through November 15:

(A) Night closure.

(B) Anti-snagging rule.

(C) Barbless hooks are required.

(ii) Open the Saturday before Memorial Day through April 15.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon:

(A) Open August 1 through January 31:

(B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(C) Release wild Chinook.

(b) From the confluence of the South Fork upstream to the Highway 4 Bridge:

(i) February 1 through April 15: Selective gear rules.

(ii) August 1 through November 15:

(A) Night closure.

(B) Anti-snagging rule.

(C) Barbless hooks are required.

(D) Stationary gear restriction.

(iii) Open the Saturday before Memorial Day through April 15.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Salmon:

(A) Open August 1 through January 31:

(B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(C) Release wild Chinook.

(c) From the Highway 4 Bridge to 300 feet below the upstream entrance of the Naselle Hatchery attraction channel:

(i) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(ii) February 1 through April 15: Selective gear rules.

(iii) August 16 through October 15: Bait or lure must be suspended below a float.

(iv) (~~August~~) October 16 through November 15:

(A) Night closure.

(B) Anti-snagging rule.

(C) Barbless hooks are required.

(D) Stationary gear restrictions.

(v) Open the Saturday before Memorial Day through July 31 and October 16 through April 15.

(vi) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(vii) Salmon:

(A) Open October 16 through January 31:

(B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(C) Release wild Chinook.

(d) From 300 feet below the upstream entrance of the Naselle Hatchery attraction channel to the upstream entrance of the Naselle Hatchery attraction channel: Closed waters.

(e) From the upstream entrance of the Naselle Hatchery attraction channel to the full spanning concrete diversion structure at the Naselle Hatchery:

(i) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(ii) August 1 through October 15: Closed waters.

(iii) October 16 through November 15:

(A) Night closure.

(B) Anti-snagging rule.

(C) Barbless hooks are required.

(D) Stationary gear rules.

(iv) February 1 through April 15: Selective gear rules.

(v) Open the Saturday before Memorial Day through April 15.

(vi) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(vii) Salmon:

(A) Open October 16 through January 31:

(B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(C) Release wild Chinook.

(f) From the full spanning concrete diversion structure at the Naselle Hatchery to 400 feet downstream of the falls in Sec. 6 T10N R8W:

(i) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(ii) August 1 through November 15:

(A) Night closure.

(B) Anti-snagging rule.

(C) Barbless hooks are required.

(D) Stationary gear rules.

(iii) Open the Saturday before Memorial Day through April 15.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Salmon:

(A) Open October 16 through January 31:

(B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(C) Release wild Chinook.

(g) From 400 feet downstream of the falls in Sec. 6, T10N, R8W to the falls in (Wahkiakum County): Closed waters.

(h) From the falls in Sec. 6, T10N, R8W to the Crown Mainline (Salme) Bridge:

(i) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(ii) August 1 through November 15:

(A) Night closure.

(B) Anti-snagging rule.

(C) Barbless hooks are required.

(D) Stationary gear rules.

(iii) Open the Saturday before Memorial Day through April 15.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Salmon:

(A) Open October 16 through January 31:

(B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(C) Release wild Chinook.

(i) From the Crown Mainline (Salme) Bridge to the mouth of the North Fork:

(i) February 1 through April 15; selective gear rules.

(ii) Open the Saturday before Memorial Day through April 15.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) August 16 through November 30:

(A) Night closure.

(B) Anti-snagging rule.

(j) Upstream from the mouth of the North Fork.

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(63) **Naselle River, South (Pacific County):**

(a) From the mouth to Bean Creek: Open the Saturday before Memorial Day through the last day in February.

- (b) The Saturday before Memorial Day through August 15: Selective gear rules.
- (c) August 16 through November 30:
- (i) Anti-snagging rule (~~(and)~~).
 - (ii) Night closure.
- (d) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (64) Nemah River, Middle (Pacific County):**
- (a) From the mouth upstream to the department of natural resources decommissioned bridge on the Middle Nemah A-Line Road:
 - (i) Open the Saturday before Memorial Day through March 31.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iii) August 1 through November 30:
 - (A) Night closure.
 - (B) Single-point barbless hooks are required.
 - (iv) Salmon:
 - (A) Open September 1 through January 31:
 - (B) Daily limit 6; up to 2 may be adults.
 - (C) Release wild Chinook and wild coho.
 - (b) From the department of natural resources decommissioned bridge on the Middle Nemah A-Line Road upstream:
 - (i) Open the Saturday before Memorial Day through March 31:
 - (ii) Selective gear rules.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iv) August 16 through November 30: Night closure.
- (65) Nemah River, North (Pacific County):**
- (a) From Highway 101 Bridge upstream to the bridge on Nemah Valley Road:
 - (i) Open the Saturday before Memorial Day through March 31.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iii) August 1 through November 30:
 - (A) Night closure.
 - (B) Stationary gear restriction.
 - (C) Single-point barbless hooks are required.
 - (iv) Salmon:
 - (A) Open August 1 through January 31:
 - (B) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
 - (C) Release wild Chinook.
 - (b) From the bridge on Nemah Valley Road upstream to approximately 1.66 miles to the Hancock property line:
 - (i) Open the Saturday before Memorial Day through July 31 and November 16 through March 31.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iii) August 16 through November 30:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (iv) (~~From~~) December 1 through March 31: Selective gear rules.
 - (c) From the Hancock property line upstream to the (~~temporary weir~~) fishing boundary sign (approximately 210 feet above the Nemah Hatchery Bridge):
 - (i) Open only for salmon for anglers that possess a senior's license from August 1 through September 15:

- (A) Salmon: Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
- (B) Release wild Chinook.
- (ii) Open the Saturday before Memorial Day through July 31 and November 16 through March 31.
- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) August 16 through November 30:
- (A) Anti-snagging rule.
- (B) Night closure.
- (v) December 1 through March 31: Selective gear rules.
- (d) From the (~~temporary weir~~) fishing boundary sign (approximately 210 feet above the Nemah Hatchery Bridge) upstream to the Nemah Hatchery Dam: Closed waters.
- (e) From the Nemah Hatchery Dam upstream to N-700 Road (46°28.58N, 123°48.54W):
- (i) Open the Saturday before Memorial Day through March 31.
- (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) August 16 through November 30:
- (A) Night closure.
- (B) Anti-snagging rule.
- (iv) December 1 through March 31: Selective gear rules.
- (v) Salmon: Open October 1 through January 31:
- (A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
- (B) Release wild Chinook.
- (f) From the N-700 Road (46°28.58N, 123°48.54W) to Cruiser Creek:
- (i) Open the Saturday before Memorial Day through March 31.
- (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) August 16 through November 30:
- (A) Night closure.
- (B) Anti-snagging rule.
- (iv) December 1 through March 31: Selective gear rules.
- (66) Nemah River, South (Pacific County):**
- (a) September 1 through November 30:
- (i) Night closure.
- (ii) Single-point barbless hooks are required.
- (b) Open the Saturday before Memorial Day through March 31:
- (c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (d) Salmon:
- (i) Open September 1 through January 31.
- (ii) Daily limit 6; up to 2 may be adults.
- (iii) Release wild Chinook and wild coho.
- (67) Newaukum River, including South Fork (Lewis County):**
- (a) From the mouth to Leonard Road near Onalaska:
- (i) Open the Saturday before Memorial Day through March 31:
- (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) August 16 through November 30:
- (A) Night closure.
- (B) Single-point barbless hooks are required.
- (iv) Salmon:
- (A) Open October 16 through (~~October 31~~) November 30:
- (I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~Open November 1 through November 30:~~

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C)~~) Open December 1 through December 31:

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~and wild coho~~).

(b) From Leonard Road near Onalaska to Highway 508 Bridge near Kearny Creek:

(i) Open the Saturday before Memorial Day through March 31:

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iii) August 16 through November 30:

(A) Night closure.

(B) Single-point barbless hooks are required.

(68) Newaukum River, Middle Fork (Lewis County), from the mouth to Tauscher Road Bridge:

(a) Open the Saturday before Memorial Day through March 31.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(69) Newaukum River, North Fork (Lewis County), from the mouth to 400 feet below the Chehalis city water intake:

(a) Open the Saturday before Memorial Day through March 31.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(70) Niawiakum River (Pacific County): From Highway 101 Bridge to the South Bend/Palix Road Bridge:

(a) August 16 through November 30:

(i) Night closure.

(ii) Single-point barbless hooks are required.

(b) Open the Saturday before Memorial Day through November 30.

(71) North River (Grays Harbor/Pacific counties):

(a) From the Highway 105 Bridge to Fall River:

(i) August 16 through November 30:

(A) Night closure.

(B) Single-point barbless hooks are required.

(C) Anti-snagging rule.

(ii) Open the Saturday before Memorial Day through the last day in February.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon: Open October 1 through January 31:

(A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

(B) Release wild Chinook.

(b) From Fall River upstream to Raimie Creek:

(i) Selective gear rules.

(ii) Open the Saturday before Memorial Day through the last day in February.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(72) Ozette Lake tributaries and their tributaries except Big River (Clallam County): Outside of Olympic National Park. Open the Saturday before Memorial Day through October 15.

(73) Palix River, including all forks (Pacific County):

(a) From the Highway 101 Bridge to the mouth of the Middle Fork:

(i) August 16 through November 30:

- (A) Night closure.
- (B) Single-point barbless hooks are required.
- (ii) Open the Saturday before Memorial Day through March 31.
- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) Salmon: Open September 1 through January 31:
 - (A) Daily limit 6; up to 2 may be adults.
 - (B) Release wild Chinook and wild coho.
- (b) From the confluence with the Middle Fork upstream and all forks, including South Fork Palix and Canon rivers:
 - (i) August 16 through October 15:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (ii) The Saturday before Memorial Day through August 15, and December 16 through March 31: Selective gear rules.
 - (iii) Open the Saturday before Memorial Day through October 15, and December 16 through March 31.
 - (iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (74) **Peabody Creek (Clallam County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (75) **Pleasant Lake (Clallam County)**: Game fish: Statewide minimum length/daily limit, except:
 - (a) Kokanee: Daily limit 5; minimum length 8 inches, maximum length 18 inches.
 - (b) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (c) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (d) Channel catfish: Daily limit 10; no size restriction.
 - (e) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (76) **Pysht River (Clallam County)**:
 - (a) Open the Saturday before Memorial Day through January 31.
 - (b) Selective gear rules.
 - (c) The Saturday before Memorial Day through October 31.
 - (i) Game fish: Statewide minimum length/daily limit, except:
 - (ii) Release cutthroat trout and wild rainbow trout.
 - (d) Open November 1 through January 31:
 - (i) Game fish: Statewide minimum length/daily limit, except:
 - (ii) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (77) **Quigg Lake (Grays Harbor County)**:
 - (a) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (b) Salmon:
 - (i) Open October 1 through January 31.
 - (ii) Daily limit 6 hatchery coho salmon; up to 4 may be adult hatchery coho.
- (78) **Quillayute River (Clallam County), outside of Olympic National Park**:
 - (a) Open year-round, except closed Mondays and Tuesdays ((August 29)) September 4 through October ((11)) 17. Also closed September 27, October 4, and October 11.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) It is unlawful to use anything other than one single-point barbless hook.

(i) Game fish: Statewide minimum length/daily limit, except:

(A) Release wild rainbow trout.

(B) Cutthroat trout: Minimum length 14 inches.

(ii) November 1 through the last day in February: Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(d) Salmon:

(i) Open February 1 through August 31:

(A) Daily limit 4; up to 2 may be adults (~~may be retained~~).

(B) Release sockeye, wild adult Chinook, and wild adult coho.

(ii) Open September 1 through September 15:

(A) Daily limit 6; up to ((3)) 4 may be adults, of which only 1 may be a wild Chinook.

(B) Release sockeye and wild adult coho.

(iii) Open September 16 through December 15:

(A) Daily limit 6; up to ((3)) 4 may be adults, of which only 1 may be a wild Chinook and only 1 may be a wild coho.

(B) Release sockeye.

(79) **Quinault River (Grays Harbor County)**: From the mouth at the upper end of Quinault Lake upstream to the Olympic National Park boundary:

(a) Open the Saturday before Memorial Day through April 15.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) It is unlawful to use anything other than one barbless hook.

(d) It is unlawful to use bait the Saturday before Memorial Day through September 30 and February 16 through April 15.

(e) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(f) It is permissible to retain steelhead with a dorsal fin height of less than 2 1/8 inches or with an adipose or ventral fin clip.

(g) Salmon:

(i) Open July 1 through September 30: Daily limit 6 jack salmon only.

(ii) Open October 1 through November 30:

(A) Daily limit 6; (~~only~~) up to 2 may be adults (~~may be retained~~).

(B) Release sockeye and chum.

(80) **Rocky Brook (Jefferson County) (Dosewallips River tributary)**: From the mouth upstream: Closed waters.

(81) **Salmon Creek (Pacific County) (tributary of Naselle River)**:

(a) Open the Saturday before Memorial Day through the last day in February.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(82) **Salmon River (Jefferson County), outside Olympic National Park and the Quinault Indian Reservation**:

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) It is unlawful to use anything other than one barbless hook.

(c) It is unlawful to use bait the Saturday before Memorial Day through August 31.

(d) Open the Saturday before Memorial Day through September 30 and December 1 through the last day in February.

(e) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(iii) Saturday before Memorial Day through September 30: It is permissible to retain steelhead with a dorsal fin height of less than 2 1/8 inches or with an adipose or ventral fin clip.

(iv) December 1 through the last day in February: Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(f) Salmon:

(i) Open September 1 through November 30:

(ii) Daily limit 6; up to ((±)) 2 may be ((a#)) adults, of which up to 1 may be a Chinook.

~~((iii) Release wild coho.)~~

(83) **Salt Creek (Clallam County)**: From the mouth to the bridge on Highway 112:

(a) Selective gear rules.

(b) Open the Saturday before Memorial Day through January 31:

(i) Game fish: Statewide minimum length/daily limit, except:

(ii) Release cutthroat trout and wild rainbow trout.

(84) **Satsop River and East Fork (Grays Harbor County)**:

(a) From the mouth to the bridge at Schafer State Park:

(i) August 16 through November 30:

(A) Night closure.

(B) Single-point barbless hooks are required.

(ii) August 1 through September 30: Selective gear rules.

(iii) Open the Saturday before Memorial Day through March 31:

(A) Game fish: Statewide minimum length/daily limit, except:

(B) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

~~((iii))~~ (iv) Salmon:

(A) Open October 1 through ~~((October 31))~~ November 30:

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

~~(B) ((Open November 1 through November 30:~~

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31:

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook ~~((and wild coho))~~.

(b) From the bridge at Schafer State Park upstream to 400 feet below Bingham Creek Hatchery barrier dam:

(i) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(ii) August 16 through October 31:

(A) Night closure.

(B) Single-point barbless hooks are required.

(c) From 400 feet downstream of the Bingham Creek Hatchery barrier dam upstream to the dam:

(i) Open within posted markers to anglers with disabilities who permanently use a wheelchair and possess a designated harvester companion card.

(ii) Night closure.

- (iii) August 16 through November 30: Single-point barbless hooks are required.
- (iv) Open the Saturday before Memorial Day through March 31:
 (A) Game fish: Statewide minimum length/daily limit, except:
 (B) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (v) Salmon:
 (A) Open October 1 through (~~October 31~~) November 30:
 (I) Daily limit 6; up to 2 may be adults.
 (II) Release adult Chinook.
 (B) (~~Open November 1 through November 30~~:
~~(I) Daily limit 6; up to 1 may be an adult.~~
~~(II) Release Chinook.~~
~~(C)~~) Open December 1 through December 31:
 (I) Daily limit 6; up to 1 may be an adult.
 (II) Release Chinook (~~and wild coho~~).
- (85) Satsop River, Middle Fork (Turnow Branch) (Grays Harbor County):**
 (a) August 16 through November 30:
 (i) Anti-snagging rule.
 (ii) Night closure.
 (b) Open the Saturday before Memorial Day through the last day in February:
 (i) Game fish: Statewide minimum length/daily limit, except:
 (ii) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (86) Satsop River, West Fork (Grays Harbor County):**
 (a) August 16 through November 30:
 (i) Anti-snagging rule.
 (ii) Night closure.
 (b) Open the Saturday before Memorial Day through the last day in February:
 (i) Game fish: Statewide minimum length/daily limit, except:
 (ii) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (87) Sekiu River (Clallam County):** From mouth to forks:
 (a) Open the Saturday before Memorial Day through January 31.
 (b) Selective gear rules.
 (c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (88) Siebert Creek (Clallam County):**
 (a) Selective gear rules.
 (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (89) Sitkum River (Clallam County) (Calawah River tributary):**
 (a) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 (b) It is unlawful to use anything other than one single-point barbless hook.
 (c) It is unlawful to use bait.
 (d) Game fish: Statewide minimum length/daily limit, except:
 (i) Release wild rainbow trout.
 (ii) Cutthroat trout: Minimum length 14 inches.
- (90) Skookumchuck River (Thurston County):** From the mouth to 100 feet below the outlet of the TransAlta/WDFW steelhead rearing pond located at the base of the Skookumchuck Dam:
 (a) August 16 through November 30:

- (i) Night closure.
- (ii) Single-point barbless hooks are required.
- (b) Open the Saturday before Memorial Day through April 30:
 - (i) Game fish: Statewide minimum length/daily limit, except:
 - (ii) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (c) Salmon:
 - (i) Open October 16 through (~~October 31~~) November 30:
 - (A) Daily limit 6; up to 2 may be adults.
 - (B) Release adult Chinook.
 - (ii) (~~Open November 1 through November 30:~~
 - ~~(A) Daily limit 6; up to 1 may be an adult.~~
 - ~~(B) Release Chinook.~~
 - ~~(iii))~~ Open December 1 through December 31:
 - (A) Daily limit 6; up to 1 may be an adult.
 - (B) Release Chinook (~~and wild coho~~).
- (91) **Smith Creek (near North River) (Pacific County):**
 - (a) From the mouth to the Highway 101 Bridge:
 - (i) August 16 through November 30:
 - (A) Night closure.
 - (B) Single-point barbless hooks are required.
 - (ii) Open the Saturday before Memorial Day through the last day in February.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iv) Salmon: Open October 1 through December 31:
 - (A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
 - (B) Release wild Chinook.
 - (b) From the Highway 101 Bridge upstream:
 - (i) Selective gear rules.
 - (ii) Open the Saturday before Memorial Day through the last day in February.
 - (iii) Game fish: Statewide minimum length/daily limit, except:
 - (iv) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (92) **Snahapish River (Jefferson County) (Clearwater River tributary):**
 - (a) Open the Saturday before Memorial Day through October 31.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) It is unlawful to use anything other than one barbless hook.
 - (d) It is unlawful to use bait.
 - (e) Game fish: Statewide minimum length/daily limit, except:
 - (i) Release wild rainbow trout.
 - (ii) Cutthroat trout: Minimum length 14 inches.
- (93) **Snow Creek and all tributaries (Jefferson County):** Closed waters.
- (94) **Sol Duc River (Clallam County):**
 - (a) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (b) It is unlawful to use anything other than one single-point barbless hook.
 - (c) From the mouth to the concrete pump station at the Sol Duc Hatchery:
 - (i) It is unlawful to use bait July 16 through August 31 and February 16 through April 30.

(ii) Game fish: Open year-round: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iii) Salmon:

(A) Open February 1 through August 31:

(I) Daily limit 4; up to 2 may be adults (~~may be retained~~).

(II) Release sockeye, wild adult Chinook and wild adult coho.

(B) Open September 1 through September 15:

(I) Daily limit 6; up to ((3)) 4 may be adults, of which only 1 may be a wild Chinook.

(II) Release sockeye and wild adult coho.

(C) Open September 16 through December 15:

(I) Daily limit 6; up to ((3)) 4 may be adults, of which only 1 may be a wild Chinook and only 1 may be a wild coho.

(II) Release sockeye.

(d) From the concrete pump station at Sol Duc Hatchery to the Highway 101 Bridge upstream of Klahowya Campground:

(i) Open the Saturday before Memorial Day through April 30.

(ii) It is unlawful to use bait.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(e) From the Highway 101 Bridge upstream of Klahowya Campground to the Olympic National Park boundary:

(i) Open the Saturday before Memorial Day through October 31.

(ii) It is unlawful to use bait.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(95) **Sol Duc River tributaries unless otherwise listed (Clallam County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(96) **Solleks River (Jefferson County) (Clearwater River tributary):**

(a) Open the Saturday before Memorial Day through October 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) It is unlawful to use anything other than one barbless hook.

(d) It is unlawful to use bait.

(e) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(97) **Soes River (Tsoo-Yess River) (Clallam County), outside of Makah Indian Reservation:** Open the Saturday before Memorial Day through the last day in February.

(98) **Soules Pond (Pacific County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(99) **South Bend Mill Pond (Pacific County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(100) **Stevens Creek (Grays Harbor County)**: From the mouth to the Highway 101 Bridge:

(a) From the WDFW hatchery outlet downstream to the cable crossing: Closed waters.

(b) Open the Saturday before Memorial Day through September 30 and December 1 through the last day in February.

(c) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(101) **Sutherland Lake (Clallam County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Kokanee: Daily limit 5; minimum length 8 inches and maximum length 18 inches.

(102) **Thrash Creek (Pacific/Lewis County)**: Closed waters.

(103) **Thunder Creek (Clallam County) (Tributary to East Fork Dickey River)**:

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) It is unlawful to use anything other than one single-point barbless hook.

(c) It is unlawful to use bait.

(d) Game fish: Statewide minimum length/daily limit, except:

(i) Release wild rainbow trout.

(ii) Cutthroat trout: Minimum length 14 inches.

(e) From mouth to D2400 Road: Open the Saturday before Memorial Day through April 30.

(f) From D2400 Road upstream: Open the Saturday before Memorial Day through October 31.

(104) **Thunder Lake (Clallam County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(105) **Valley Creek (Clallam County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(106) **Vance Creek/Elma Ponds (Grays Harbor County), Pond One (Bowers Lake) and Pond Two (Lake Ines)**: Pond One/Bowers Lake is open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(107) **Van Winkle Creek (Grays Harbor County)**:

(a) August 16 through November 30:

(i) Night closure.

(ii) Anti-snagging rule.

(b) From the mouth to 400 feet below the outlet of Lake Aberdeen Hatchery:

(i) Open the Saturday before Memorial Day through January 31.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iii) Salmon:

(A) Open October 1 through (~~October 31~~) November 30:

(I) Daily limit 6; up to 2 may be adults.

- (II) Release adult Chinook.
- (B) (~~Open November 1 through November 30:~~
- ~~(I) Daily limit 6; up to 1 may be an adult.~~
- ~~(II) Release Chinook.~~

- ~~(C)~~) Open December 1 through December 31:
- (I) Daily limit 6; up to 1 may be an adult.
- (II) Release Chinook (~~and wild coho~~).

(108) **West Twin River (Clallam County):**

- (a) Selective gear rules.
- (b) Release all fish.

(109) **Willapa River (Pacific County):**

(a) From the mouth (city of South Bend boat launch) to the WDFW access site at the mouth of Ward/Wilson creeks:

- (i) August 1 through November 30:
- (A) Night closure.
- (B) Single-point barbless hooks are required.
- (ii) Open December 1 through January 31.
- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) Salmon: Open August 1 through January 31:

(A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

- (B) Release wild Chinook.

(b) From the WDFW access site at the mouth of Ward/Wilson creeks to the second bridge on Camp One Road:

- (i) August 1 through November 30:
- (A) Night closure.
- (B) Single-point barbless hooks are required.
- (C) Stationary gear restriction.
- (ii) Open the Saturday before Memorial Day through March 31.
- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) Salmon: Open August 1 through January 31:

(A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

- (B) Release wild Chinook.

(c) From the second bridge on Camp One Road upstream to the mouth of Mill Creek (approximately 0.5 miles):

- (i) August 1 through November 30:
- (A) Night closure.
- (B) Single-point barbless hooks are required.
- (C) Stationary gear restriction.
- (D) It is unlawful to fish from a floating device.
- (ii) Open the Saturday before Memorial Day through March 31.
- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) Salmon: Open August 1 through January 31:

(A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.

- (B) Release wild Chinook.

(d) From the mouth of Mill Creek to the Highway 6 bridge (approximately 2 miles below the mouth of Trap Creek):

- (i) August 1 through November 30:
- (A) Night closure.
- (B) Single-point barbless hooks are required.
- (C) Stationary gear restriction.
- (ii) Open the Saturday before Memorial Day through March 31.

- (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) Salmon: Open August 1 through January 31:
 - (A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
 - (B) Release wild Chinook.
- (e) From Highway 6 Bridge (approximately 2 miles below the mouth of Trap Creek) to Fork Creek:
 - (i) August 16 through November 30:
 - (A) Night closure.
 - (B) Single-point barbless hooks are required.
 - (C) Stationary gear restriction.
 - (ii) Open the Saturday before Memorial Day through March 31:
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iv) Salmon: Open August 16 through January 31:
 - (A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
 - (B) Release wild Chinook.
- (f) From Fork Creek upstream to the Highway 6 Bridge near the town of Lebam:
 - (i) August 16 through October 31:
 - (A) Night closure.
 - (B) Single-point barbless hooks are required.
 - (C) Stationary gear restriction.
 - (ii) Open the Saturday before Memorial Day through March 31:
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iv) Salmon: Open October 1 through January 31:
 - (A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
 - (B) Release wild Chinook.
- (g) From the Highway 6 Bridge near the town of Lebam upstream:
 - (i) August 16 through October 31:
 - (A) Night closure.
 - (B) Single-point barbless hooks are required.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (110) **Willapa River, South Fork (Pacific County):**
 - (a) From the mouth to the Pehl Road bridge:
 - (i) From the falls/fish ladder downstream 400 feet in Section 6, Township 13 North, and Range 8 West: Closed waters.
 - (ii) The Saturday before Memorial Day through July 31: Selective gear rules.
 - (iii) August 1 through November 30:
 - (A) Night closure.
 - (B) Anti-snagging rule.
 - (C) Barbless hooks are required.
 - (b) Open the Saturday before Memorial Day through the last day in February:
 - (i) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (ii) Salmon: Open August 1 through January 31:
 - (A) Daily limit 6; up to 2 may be adults, of which 1 may be a wild coho.
 - (B) Release wild Chinook.
 - (c) From Pehl Road bridge upstream:

(i) Open the Saturday before Memorial Day through the last day in February.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(111) **Wirrkala Pond 1 (Pacific County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(112) **Wishkah River (Grays Harbor County):**

(a) August 16 through November 30: Single-point barbless hooks are required.

(b) From the mouth to 200 feet below the weir at the Wishkah Rearing Ponds:

(i) Open the Saturday before Memorial Day through the last day in February.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iii) Salmon:

(A) Open October 1 through (~~October 31~~) November 30:

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~Open November 1 through November 30~~:

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31:

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~and wild coho~~).

(iv) From 150 feet upstream to 150 feet downstream of the Wishkah adult attraction channel/outfall structure (within the posted fishing boundary): Open only to anglers with disabilities who permanently use a wheelchair and have a designated harvester companion card.

(113) **Wynoochee River (Grays Harbor County):**

(a) From the mouth to the WDFW White Bridge Access Site:

(i) August 16 through November 30: Single-point barbless hooks are required.

(ii) August 1 through September 30: Selective gear rules.

(iii) Open the Saturday before Memorial Day through March 31:

~~((iii))~~ (iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

~~((iv))~~ (v) Salmon:

(A) Open October 1 through (~~October 31~~) November 30:

(I) Daily limit 6; up to 2 may be adults.

(II) Release adult Chinook.

(B) (~~Open November 1 through November 30~~:

~~(I) Daily limit 6; up to 1 may be an adult.~~

~~(II) Release Chinook.~~

~~(C))~~ Open December 1 through December 31:

(I) Daily limit 6; up to 1 may be an adult.

(II) Release Chinook (~~and wild coho~~).

(b) From the WDFW White Bridge Access Site to the 7400 line bridge:

(i) From August 16 through November 30: Single-point barbless hooks are required.

(ii) From September 16 through November 30: It is unlawful to use bait.

(iii) Open the Saturday before Memorial Day through March 31:

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(c) From the 7400 line bridge to 400 feet below Wynoochee Dam:

(i) From 400 feet downstream of Wynoochee Dam to the Wynoochee dam and from the barrier dam near Grisdale to the barrier dam: Closed waters.

(ii) Open the Saturday before Memorial Day through March 31:

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Selective gear rules.

(d) From the confluence of the Wynoochee Reservoir upstream to Wynoochee Falls:

(i) Open the Saturday before Memorial Day through March 31:

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(114) Wynoochee Reservoir (Grays Harbor County):

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iv) Channel catfish: Daily limit 10; no size restriction.

(v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-054 (Order 22-114), § 220-312-020, filed 6/29/22, effective 7/30/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 22-05-066 (Order 22-06), § 220-312-020, filed 2/11/22, effective 7/1/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 21-14-067 (Order 21-95), § 220-312-020, filed 7/2/21, effective 8/2/21; WSR 20-14-052 (Order 20-97), § 220-312-020, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 20-03-130 (Order 20-09), § 220-312-020, filed 1/17/20, effective 2/17/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-312-020, filed 7/12/19, effective 8/12/19. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.04.130. WSR 19-03-003 (Order 19-01), § 220-312-020, filed 1/2/19, effective 2/2/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 18-15-065 (Order 18-163), § 220-312-020, filed 7/16/18, effective 8/16/18. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.12.047. WSR 18-06-045 (Order 18-30), § 220-312-020, filed 3/1/18, effective 4/1/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-19-008 (Order 17-229), § 220-312-020, filed 9/7/17, effective 10/8/17; WSR 17-05-112 (Order 17-04), amended

and recodified as § 220-312-020, filed 2/15/17, effective 3/18/17; WSR 16-14-045 (Order 16-160), § 220-310-180, filed 6/28/16, effective 7/29/16. Statutory Authority: RCW 77.04.012 and 77.12.047. WSR 16-06-073 (Order 16-30), § 220-310-180, filed 2/26/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 15-17-010 (Order 15-245), § 220-310-180, filed 8/6/15, effective 9/6/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 220-310-180, filed 7/25/14, effective 8/25/14. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 14-04-120 (Order 14-26), § 220-310-180, filed 2/4/14, effective 3/7/14.]

OTS-4529.1

AMENDATORY SECTION (Amending WSR 22-14-054, filed 6/29/22, effective 7/30/22)

WAC 220-312-030 Freshwater exceptions to statewide rules—Southwest. (1) **Abernathy Creek and tributaries (Cowlitz County):**

- (a) From 200 feet above Abernathy Falls to posted markers 500 feet downstream from the Abernathy Fish Technology Center: Closed waters.
- (b) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.
- (c) Selective gear rules, except: Use of barbed hooks is allowed.
- (d) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (e) Salmon:
 - (i) Open November 1 through December 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (2) **Beaver Creek (Wahkiakum County):** Closed waters.
- (3) **Blue Creek (Lewis County), from the mouth to Spencer Road:**
 - (a) From posted sign above rearing pond outlet to Spencer Road: Closed waters.
 - (b) Anti-snagging rule.
 - (c) Night closure.
 - (d) Open Saturday before Memorial Day through April 15.
 - (e) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 5; minimum length 8 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (f) Salmon:
 - (i) Open August 1 through December 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (4) **Blue Lake (Cowlitz County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.

- (c) Release all fish.
- (5) **Blue Lake Creek (Lewis County):** Selective gear rules.
- (6) **Butter Creek (Lewis County):** Selective gear rules.
- (7) **Canyon Creek (Clark County):** Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 5.
- (8) **Carlisle Lake (Lewis County):**
 - (a) Open year-round.
 - (b) Landlocked salmon rules.
- (9) **Cedar Creek and tributaries (tributary of N.F. Lewis) (Clark County):**
 - (a) From the Grist Mill Bridge to 100 feet upstream of the falls: Closed waters.
 - (b) Selective gear rules, except: Use of barbed hooks is allowed.
 - (c) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.
 - (d) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (e) Salmon:
 - (i) Open November 1 through December 31.
 - (ii) Daily limit 6; up to 3 adults, of which 2 may be Chinook.
 - (iii) Release all salmon except hatchery Chinook and hatchery coho.
- (10) **Chinook River (Pacific County):** From the Highway 101 Bridge upstream:
 - (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (11) **Cispus River (Lewis County):** From the mouth to the falls, not including the North Fork:
 - (a) Open year-round, except closed to all angling within posted "Closed Waters" signs around the adult fish release site.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.
 - (c) Salmon:
 - (i) Daily limit 6; up to 2 may be adults.
 - (ii) Only hatchery Chinook and hatchery coho may be retained.
- (12) **Cispus River, North Fork (Lewis County):** Selective gear rules.
- (13) **Coal Creek (Cowlitz County):**
 - (a) From the mouth to 400 feet below the falls:
 - (i) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.
 - (ii) Selective gear rules, except: Use of barbed hooks is allowed.
 - (iii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Trout: Daily limit 2; minimum length 14 inches.
 - (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (iv) Salmon:
 - (A) Open November 1 through December 31.
 - (B) Daily limit 6; up to 2 may be adults.
 - (C) Only hatchery Chinook and hatchery coho may be retained.
 - (b) From 400 feet below the falls to the falls: Closed waters.
- (14) **Coldwater Lake (Cowlitz County):**
 - (a) The Coldwater Lake inlet and outlet streams: Closed waters.

- (b) Selective gear rules.
- (c) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.
- (15) **Cougar Creek (tributary to Yale Reservoir) (Cowlitz County):**
 - (a) Selective gear rules.
 - (b) Open the Saturday before Memorial Day through August 31.
- (16) **Coweeman River and tributaries (Cowlitz County):**
 - (a) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (c) Salmon:
 - (i) Open November 1 through December 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (17) **Cowlitz Falls Reservoir (Lake Scanewa) (Lewis County):**
 - (a) The upstream boundary of the reservoir in the Cowlitz arm is at the posted Lewis County PUD sign on Peters Road.
 - (b) The upstream boundary of the reservoir in the Cispus arm is at the posted markers at the Lewis County PUD kayak launch, approximately 1.5 miles upstream from the confluence of the Cowlitz and Cispus arm.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Release wild rainbow and wild cutthroat trout.
 - (ii) Trout: Daily limit 10; minimum length 8 inches.
 - (iii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (iv) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (v) Channel catfish: Daily limit 10; no size restriction.
 - (vi) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
 - (d) Salmon:
 - (i) Daily limit 6; minimum length 12 inches.
 - (ii) Up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (18) **Cowlitz River (Lewis/Cowlitz counties):**
 - (a) From the boundary markers at the mouth to Lexington Bridge:
 - (i) ~~((July 1 through September 30: Night closure for salmon and steelhead fishing.~~
 - ~~(ii))~~ Game fish:
 - (A) Trout:
 - (I) Open the Saturday before Memorial Day through March 31: Daily limit 5; minimum length 8 inches. Release wild rainbow and wild cutthroat trout.
 - (II) Open April 1 through the Friday before Memorial Day: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.
 - (B) Steelhead:
 - ~~((I) Open July 1 through July 31: Daily limit 1 hatchery steelhead; minimum length 20 inches.~~
 - ~~(II) August 1 through August 31: Closed.~~
 - ~~(III) Open September 1 through September 30: Daily limit 1 hatchery steelhead; minimum length 20 inches.~~

~~(IV) Open October 1 through June 30:))~~ Open year-round: Daily limit 3 hatchery steelhead, minimum length 20 inches.

(C) Other game fish: Open year-round, statewide minimum size/daily limit.

~~((iii))~~ (ii) Salmon:

(A) Open January 1 through July 31.

(I) Daily limit 6; up to 2 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(B) Open August 1 through December 31.

(I) Daily limit 6; up to 3 may be adults (~~(, of which 1 may be a Chinook)~~).

(II) (~~(Only hatchery salmon may be retained.)~~) Release all salmon other than hatchery coho.

(b) From the Lexington Bridge to the mouth of Mill Creek:

(i) Within a 100 foot radius of the new Cowlitz Trout Hatchery outfall structure, except open to anglers with disabilities who permanently use a wheelchair and possess a designated harvester companion card within posted markers when adjacent waters are open: Closed waters.

(ii) Game fish:

(A) Trout:

(I) Open the Saturday before Memorial Day through March 31: Daily limit 5; minimum length 8 inches. Release wild rainbow and wild cutthroat trout.

(II) Open April 1 through the Friday before Memorial Day: State-wide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.

(B) Steelhead: Open year-round; daily limit 3 hatchery steelhead; minimum length 20 inches.

(C) Other game fish: Open year-round, statewide minimum size/daily limit.

(iii) Salmon:

(A) Open January 1 through July 31.

(I) Daily limit 6; up to 2 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(B) Open August 1 through December 31.

(I) Daily limit 6; up to 3 may be adults (~~(, of which 1 may be a Chinook)~~).

(II) (~~(Only hatchery salmon may be retained.)~~) Release all salmon other than hatchery coho.

(c) From the mouth of Mill Creek to 1,700 feet upstream of the Cowlitz Salmon Hatchery barrier dam:

(i) From 400 feet or posted markers below Cowlitz Salmon Hatchery barrier dam to boundary markers near the Cowlitz Salmon Hatchery water intake approximately 1,700 feet upstream of the Cowlitz Salmon Hatchery barrier dam: Closed waters.

(ii) Within a 100 foot radius of the Cowlitz Salmon Hatchery wheelchair ramp (within the posted fishing boundary) except for anglers with disabilities **and** who have a designated harvester companion card: Closed waters.

(iii) It is unlawful to fish from a floating device.

(iv) April 1 through November 30:

(A) Anti-snagging rule.

(B) Night closure.

(v) May 1 through June 15: It is unlawful to fish from the south side of the river.

(vi) Game fish:

(A) Trout:

(I) Open the Saturday before Memorial Day through March 31: Daily limit 5; minimum length 8 inches. Release wild rainbow and wild cutthroat trout.

(II) Open April 1 through the Friday before Memorial Day: State-wide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.

(B) Steelhead: Open year-round; daily limit 3 hatchery steelhead; minimum length 20 inches.

(C) Other game fish: Open year-round, statewide minimum size/daily limit.

(vii) Salmon:

(A) Open January 1 through July 31.

(I) Daily limit 6; up to 2 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(B) Open August 1 through December 31.

(I) Daily limit 6; up to 3 may be adults (~~(, of which 1 may be a Chinook)~~).

(II) (~~(Only hatchery salmon may be retained.)~~) Release all salmon other than hatchery coho.

(d) From 1,700 feet upstream of the Cowlitz Salmon Hatchery barrier dam to Mayfield Dam.

(i) From 400 feet below the Mayfield powerhouse upstream to Mayfield Dam: Closed waters.

(ii) Game fish:

(A) Trout:

(I) Open the Saturday before Memorial Day through March 31: Daily limit 5; minimum length 8 inches. Release wild rainbow and wild cutthroat trout.

(II) Open April 1 through the Friday before Memorial Day: State-wide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.

(B) Steelhead: Open year-round; daily limit 3 hatchery steelhead; minimum length 20 inches.

(C) Other game fish: Open year-round, statewide minimum size/daily limit.

(iii) Salmon:

(A) Open January 1 through July 31.

(I) Daily limit 6; up to 2 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(B) Open August 1 through December 31.

(I) Daily limit 6; up to 3 may be adults (~~(, of which 1 may be a Chinook)~~).

(II) (~~(Only hatchery salmon may be retained.)~~) Release all salmon other than hatchery coho.

(e) From the posted PUD sign on Peters Road to the Forest Road 1270 (old Jody's Bridge):

(i) Closed to all angling within posted "Closed Waters" signs around the adult fish release site.

(ii) September 1 through October 31: Anti-snagging rule and night closure.

(iii) Open year-round.

(iv) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.

(v) Salmon:

(A) Open year-round.

(B) Daily limit 6; up to 2 may be adults.

- (C) Only hatchery Chinook and hatchery coho may be retained.
- (f) From Forest Road 1270 (old Jody's Bridge) upstream and tributaries.
 - (i) Selective gear rules.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.
- (19) **Deep River (Wahkiakum County):**
 - (a) Open year-round.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (c) Salmon:
 - (i) Daily limit 6; up to 2 may be adults.
 - (ii) Only hatchery Chinook and hatchery coho may be retained.
- (20) **Delameter Creek (Cowlitz County):**
 - (a) From 400 feet below to 200 feet above the temporary weir while the weir is installed in the creek: Closed waters.
 - (b) Selective gear rules, except: Use of barbed hooks is allowed.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (d) Salmon:
 - (i) Open August 1 through October 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (21) **Drano Lake (Skamania County):** In the waters downstream of markers on point of land downstream and across from Little White Salmon National Fish Hatchery and upstream of the Highway 14 Bridge:
 - (a) Closed on Wednesdays beginning the second Wednesday in April through June 30.
 - (b) Closed from 6 p.m. Tuesdays through 6 p.m. Wednesdays during the month of October.
 - (c) March 16 through October 31: Night closure.
 - (d) August 1 through December 31: Anti-snagging rule.
 - (e) May 1 through June 30 and October 1 through December 31:
 - (i) Each angler aboard a vessel may deploy salmon/steelhead angling gear until the salmon/steelhead limit for all anglers aboard has been achieved.
 - (ii) Two-pole fishing for salmon/steelhead is permissible so long as the angler possesses a two-pole endorsement.
 - (f) April 16 through June 30: The area west of a line projected from the easternmost pillar of the Highway 14 Bridge to a posted marker on the north shore is open only to bank fishing.
 - (g) Open year-round.
 - (i) Game fish: Statewide minimum length/daily limit, except:
 - (A) Bass: No limit and no size restriction.
 - (B) Channel catfish: No limit.
 - (C) Walleye: No limit and no size restriction.
 - (D) Release trout.
 - (E) Steelhead: From January 1 through March 15; daily limit 2 hatchery steelhead; minimum length 20 inches.
 - (ii) Salmon and steelhead: Open March 16 through December 31:
 - (A) March 16 through June 30: Daily limit 2 hatchery steelhead or 2 hatchery Chinook, or one of each. Release all other salmon.
 - (B) July 1 through July 31:

- (I) Daily limit 2 hatchery Chinook. Closed to fishing for or retaining steelhead.
- (II) Release all other salmon.
- (C) August 1 through October 31: Daily limit 6; no more than 1 adult salmon. Closed to fishing for or retaining steelhead.
- (D) November 1 through December 31: Daily limit 6; up to 1 may be an adult salmon or hatchery steelhead.
- (22) **Elochoman River (Wahkiakum County):**
 - (a) From the mouth to Foster (Risk) Road Bridge:
 - (i) August 1 through October 31:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (C) Stationary gear restriction.
 - (ii) Open the Saturday before Memorial Day through March 15.
 - (iii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Trout: Daily limit 2; minimum length 14 inches.
 - (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (iv) Salmon: Open the Saturday before Memorial Day through March 15.
 - (A) Daily limit 6; up to 2 may be adults.
 - (B) Only hatchery Chinook and hatchery coho may be retained.
 - (C) All Chinook must be adipose and/or ventral fin clipped to be retained.
 - (v) Salmon and steelhead: Open April 16 through the Friday before Memorial Day: Daily limit 6; of which 3 may be adult hatchery Chinook or hatchery steelhead. Release wild Chinook.
 - (b) From Foster (Risk) Road Bridge upstream to 200 feet above the WDFW temporary weir:
 - (i) From Foster (Risk) Road Bridge to 200 feet above the WDFW temporary weir while the weir is installed in the river: Closed waters.
 - (ii) August 1 through October 31:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (C) Stationary gear restriction.
 - (iii) Open the Saturday before Memorial Day through March 15.
 - (iv) Game fish: Statewide minimum length/daily limit, except:
 - (A) Trout: Daily limit 2; minimum length 14 inches.
 - (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (v) Salmon: Open the Saturday before Memorial Day through March 15.
 - (A) Daily limit 6; up to 2 may be adults.
 - (B) Only hatchery Chinook and hatchery coho may be retained.
 - (C) All Chinook must be adipose and/or ventral fin clipped to be retained.
 - (vi) Salmon and steelhead: Open April 16 through the Friday before Memorial Day: Daily limit 6; of which 3 may be adult hatchery Chinook or hatchery steelhead. Release wild Chinook.
 - (c) From 200 feet above the WDFW temporary weir to the Beaver Creek Road Bridge:
 - (i) August 1 through October 31:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (C) Stationary gear restriction.
 - (ii) Open the Saturday before Memorial Day through March 15.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon: Open the Saturday before Memorial Day through March 15.

(A) Daily limit 6; up to 2 may be adults.

(B) Only hatchery Chinook and hatchery coho may be retained.

(C) All Chinook must be adipose and/or ventral fin clipped to be retained.

(v) Salmon and steelhead:

(A) Open April 16 through the Friday before Memorial Day.

(B) Daily limit 6; up to 3 may be adult hatchery Chinook or hatchery steelhead. Release wild Chinook.

(d) From the Beaver Creek Road Bridge to the Elochoman Hatchery Bridge:

(i) August 1 through October 31:

(A) Anti-snagging rule.

(B) Night closure.

(C) Stationary gear restriction.

(ii) Open the Saturday before Memorial Day through March 15.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon: Open the Saturday before Memorial Day through March 15.

(A) Daily limit 6; up to 2 may be adults.

(B) Only hatchery Chinook and hatchery coho may be retained.

(C) All Chinook must be adipose and/or ventral fin clipped to be retained.

(v) Salmon and steelhead:

(A) Open April 16 through the Friday before Memorial Day.

(B) Daily limit 6; up to 3 may be adult hatchery Chinook or hatchery steelhead. Release wild Chinook.

(e) Elochoman Hatchery Bridge to West Fork:

(i) August 1 through October 31:

(A) Anti-snagging rule.

(B) Night closure.

(C) Stationary gear restriction.

(ii) Open the Saturday before Memorial Day through March 15.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon: Open the Saturday before Memorial Day through March 15.

(A) Daily limit 6; up to 2 may be adults.

(B) Only hatchery Chinook and hatchery coho may be retained.

(C) All Chinook must be adipose and/or ventral fin clipped to be retained.

(f) From West Fork upstream:

(i) Game fish: Statewide minimum length/daily limit, except:

Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(ii) Salmon:

(A) Daily limit 6; up to 2 may be adults.

(B) Only hatchery Chinook and hatchery coho may be retained.

- (C) All Chinook must be adipose and/or ventral fin clipped to be retained.
- (23) **Franz Lake (Skamania County):** Closed waters.
- (24) **Germany Creek (Cowlitz County) and all tributaries:**
- (a) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.
- (b) Selective gear rules, except: Use of barbed hooks is allowed.
- (c) Game fish: Statewide minimum length/daily limit, except:
- (i) Trout: Daily limit 2; minimum length 14 inches.
- (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (d) Salmon:
- (i) Open November 1 through December 31.
- (ii) Daily limit 6; up to 2 may be adults.
- (iii) Only hatchery Chinook and hatchery coho may be retained.
- (25) **Grays River (Wahkiakum County):** From the mouth to South Fork:
- (a) From mouth to Barr Road Bridge:
- (i) August 1 through November 15:
- (A) Anti-snagging rule.
- (B) Night closure.
- (C) Stationary gear restriction.
- (ii) January 1 through March 15: Selective gear rules, except: Use of barbed hooks is allowed.
- (iii) Open Saturday before Memorial Day through March 15.
- (iv) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (v) Salmon:
- (A) Open Saturday before Memorial Day through July 31:
- (I) Daily limit 6; up to 2 may be adults.
- (II) Only hatchery Chinook may be retained.
- (B) Open August 1 through December 31:
- (I) Daily limit 6; up to 2 may be adults.
- (II) Only hatchery coho and hatchery Chinook may be retained.
- (III) All Chinook must be adipose and/or ventral fin clipped to be retained.
- (b) From Barr Road Bridge to Highway 4 Bridge:
- (i) August 1 through November 15:
- (A) Anti-snagging rule.
- (B) Night closure.
- (C) Stationary gear restriction.
- (ii) January 1 through March 15: Selective gear rules, except: Use of barbed hooks is allowed.
- (iii) Open Saturday before Memorial Day through March 15.
- (iv) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (v) Salmon:
- (A) Open Saturday before Memorial Day through July 31:
- (I) Daily limit 6; up to 2 may be adults.
- (II) Only hatchery Chinook may be retained.
- (B) Open August 1 through December 31:
- (I) Daily limit 6; up to 2 may be adults.
- (II) Only hatchery coho and hatchery Chinook may be retained.
- (III) All Chinook must be adipose and/or ventral fin clipped to be retained.
- (c) From the Highway 4 Bridge to the mouth of South Fork:

- (i) From 400 feet below to 200 feet above the temporary weir while the weir is installed in the river: Closed waters.
- (ii) August 1 through November 15:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (C) Stationary gear restriction.
- (iii) January 1 through March 15: Selective gear rules, except: Use of barbed hooks is allowed.
- (iv) Open Saturday before Memorial Day through March 15.
- (v) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (vi) Salmon:
 - (A) Open Saturday before Memorial Day through July 31:
 - (I) Daily limit 6; up to 2 may be adults.
 - (II) Only hatchery Chinook may be retained.
 - (B) Open August 1 through December 31:
 - (I) Daily limit 6; up to 2 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.
 - (III) All Chinook must be adipose and/or ventral fin clipped to be retained.
- (d) From South Fork upstream:
 - (i) Selective gear rules, except: Use of barbed hooks is allowed.
 - (ii) Open the Saturday before Memorial Day through March 15.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
 - (iv) Salmon:
 - (A) Open the Saturday before Memorial Day through December 31.
 - (B) Daily limit 6; minimum length 12 inches. Up to 2 adults may be retained.
 - (C) Only hatchery Chinook and hatchery coho may be retained. All Chinook must be adipose and/or ventral fin clipped to be retained.
- (26) **Grays River tributaries (unless otherwise listed) (Wahkiakum County):**
 - (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (27) **Grays River, East Fork (Wahkiakum County):**
 - (a) Selective gear rules, except: Use of barbed hooks is allowed.
 - (b) Open the Saturday before Memorial Day through October 31.
 - (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
 - (d) Salmon:
 - (i) Open the Saturday before Memorial Day through October 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
 - (iv) Effective August 1, all Chinook must be adipose and/or ventral fin clipped to be kept.
- (28) **Grays River, East Fork tributaries (unless otherwise listed) (Wahkiakum County):**
 - (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (29) **Grays River, South Fork (Wahkiakum County):**
 - (a) Selective gear rules, except: Use of barbed hooks is allowed.
 - (b) Open the Saturday before Memorial Day through October 31.
 - (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(d) Salmon:

(i) Open the Saturday before Memorial Day through October 31.

(ii) Daily limit 6; up to 2 may be adults.

(iii) Only hatchery Chinook and hatchery coho may be retained;

all Chinook must be adipose and/or ventral fin clipped to be kept.

(30) Grays River, South Fork tributaries (unless otherwise listed) (Wahkiakum County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(31) Grays River, West Fork (Wahkiakum County):

(a) Open the Saturday before Memorial Day through December 31.

(b) August 1 through November 15: Anti-snagging rule, night closure and stationary gear restriction.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(d) Salmon: Open the Saturday before Memorial Day through December 31.

(i) Daily limit 6; up to 2 may be adults.

(ii) Only hatchery Chinook and hatchery coho may be retained; all Chinook must be adipose and/or ventral fin clipped to be kept.

(32) Grays River, West Fork tributaries (unless otherwise listed) (Wahkiakum County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(33) Green River (Cowlitz County):

(a) From the mouth to Miner's Creek:

(i) From 400 feet above and 400 feet below the salmon hatchery rack (or from the posted signs above and below the salmon hatchery rack) when the rack is installed in the river: Closed waters.

(ii) From 400 feet below to 400 feet above the water intake at the upper end of the hatchery grounds from September 1 through November 30: Closed waters.

(iii) September 1 through October 31: Anti-snagging rule applies and night closure in effect from the mouth to 400 feet below the salmon hatchery rack.

(iv) Selective gear rules, except: Use of barbed hooks is allowed from the Saturday before Memorial Day through July 31 and December 1 through March 15.

(v) Open the Saturday before Memorial Day through March 15. Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(vi) Salmon:

(A) Open August 1 through November 30.

(B) Daily limit 6; up to 3 may be adults, of which 1 may be a Chinook.

(C) Only hatchery Chinook and hatchery coho may be retained.

(b) From Miner's Creek upstream:

(i) Selective gear rules, except: Use of barbed hooks is allowed.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(34) Green River tributaries (Cowlitz County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(35) Grizzly Lake (Skamania County): Closed waters.

(36) **Hamilton Creek (Skamania County):**

(a) Tributaries downstream from the Highway 14 Bridge: Closed waters.

(b) Selective gear rules, except: Use of barbed hooks is allowed.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(d) Salmon:

(i) Open August 1 through October 31.

(ii) Daily limit 6; up to 2 may be adults.

(iii) Only hatchery Chinook and hatchery coho may be retained.

(37) **Horsethief Lake (Klickitat County):** Open the fourth Saturday in April through October 31.

(38) **Indian Heaven Wilderness Lakes (Skamania County):** Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 8 inches.

(39) **Johnson Creek (Lewis County) (Cowlitz River tributary):** Selective gear rules.

(40) **Kalama River (Cowlitz County):**

(a) From the mouth to the railroad bridge below Interstate 5:

~~(i) ((July 1 through October 31: Night closure.~~

~~(ii))~~ Game fish: Open year-round.

(A) Statewide minimum length/daily limit, except:

(B) Trout: Daily limit 2; minimum length 14 inches.

~~((iii))~~ (ii) Steelhead:

~~((A) Open July 1 through July 31: Daily limit 1 hatchery steelhead; minimum length 20 inches.~~

~~(B) August 1 through August 31: Closed.~~

~~(C) Open September 1 through September 30: Daily limit 1 hatchery steelhead; minimum length 20 inches.~~

~~(D) Open October 1 through June 30:))~~ Open year-round: Daily limit 3 hatchery steelhead; minimum length 20 inches.

~~((iv))~~ (iii) Salmon:

(A) Open January 1 through July 31:

(I) Daily limit 6; up to 2 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(B) Open August 1 through December 31:

(I) Daily limit 6; up to 3 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(b) From the railroad bridge below Interstate 5 to Modrow Bridge:

(i) From Modrow Bridge downstream to the markers approximately 1,000 feet below the temporary rack when the rack is installed below Modrow Bridge: Closed waters.

(ii) April 1 through October 31:

(A) Night closure.

(B) Anti-snagging rule.

(iii) Game fish: Open year-round.

(A) Statewide minimum length/daily limit, except:

(B) Trout: Daily limit 2; minimum length 14 inches.

(C) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon:

(A) Open January 1 through July 31:

(I) Daily limit 6; up to 2 may be adults.

(II) Only hatchery Chinook and hatchery coho may be retained.

(B) Open August 1 through December 31:

- (I) Daily limit 6; up to 3 may be adults.
- (II) Only hatchery Chinook and hatchery coho may be retained.
- (c) From the Modrow Bridge to the natural gas pipeline crossing:
 - (i) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (ii) April 1 through October 31:
 - (A) Night closure.
 - (B) Anti-snagging rule.
 - (iii) Game fish: Open year-round.
 - (A) Statewide minimum length/daily limit, except:
 - (B) Trout: Daily limit 2; minimum length 14 inches.
 - (C) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (iv) Salmon:
 - (A) Open January 1 through July 31:
 - (I) Daily limit 6; up to 2 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.
 - (B) Open August 1 through December 31:
 - (I) Daily limit 6; up to 3 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.
- (d) From the natural gas pipeline crossing to the deadline at the intake to the lower salmon hatchery:
 - (i) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (ii) April 1 through October 31:
 - (A) Night closure.
 - (B) Anti-snagging rule.
 - (iii) Open September 1 through October 31 for fly fishing only, except: Use of barbed hooks is allowed.
 - (iv) Game fish: Open year-round.
 - (A) Statewide minimum length/daily limit, except:
 - (B) Trout: Daily limit 2; minimum length 14 inches.
 - (C) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (v) Salmon:
 - (A) Open January 1 through July 31:
 - (I) Daily limit 6; up to 2 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.
 - (B) Open August 1 through December 31:
 - (I) Daily limit 6; up to 3 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.
 - (e) From the Fallert Creek hatchery intake to 1,000 feet below fishway at the Kalama Falls hatchery:
 - (i) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (ii) Game fish: Open year-round.
 - (A) Statewide minimum length/daily limit, except:
 - (B) Trout: Daily limit 2; minimum length 14 inches.
 - (C) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (iii) Salmon:
 - (A) Open January 1 through July 31:
 - (I) Daily limit 6; up to 2 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.
 - (B) Open August 1 through December 31:
 - (I) Daily limit 6; up to 3 may be adults.
 - (II) Only hatchery Chinook and hatchery coho may be retained.

- (f) From 1,000 feet below to 1,000 feet above the fishway at the Kalama Falls hatchery: Closed waters.
- (g) From 1,000 feet above the fishway at the Kalama Falls hatchery, upstream to Summers Creek:
- (i) Open year-round.
- (ii) Selective gear rules, except: Use of barbed hooks is allowed.
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (A) Trout: Daily limit 2; minimum length 14 inches.
- (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (h) From Summers Creek upstream to the intersection of 6000 and 6420 roads: Open year-round:
- (i) Fly fishing only, except: Use of barbed hooks is allowed.
- (ii) Game fish: Statewide minimum length/daily limit, except:
- (A) Trout: Daily limit 2; minimum length 14 inches.
- (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (i) From the intersection of 6000 and 6420 roads to the 6600 road bridge immediately downstream of Jacks Creek:
- (i) Selective gear rules, except: Use of barbed hooks is allowed.
- (ii) Open the Saturday before Memorial Day through November 30.
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (A) Trout: Daily limit 2; minimum length 14 inches.
- (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (j) From the 6600 road bridge immediately downstream of Jacks Creek to Kalama Falls and tributaries: Closed waters.
- (41) **Klickitat River (Klickitat County):**
- (a) From the mouth (Burlington Northern Railroad Bridge) to Fisher Hill Bridge:
- (i) April 1 through the Friday before Memorial Day:
- (A) Anti-snagging rule.
- (B) Night closure.
- (ii) July 1 through July 31: Night closure.
- (iii) August 1 through January 31:
- (A) Anti-snagging rule.
- (B) Night closure.
- (iv) Game fish:
- (A) Open Saturday before Memorial Day through January 31.
- (B) Statewide minimum length/daily limit, except:
- (C) Trout: Daily limit 2; minimum length 14 inches.
- (v) Steelhead:
- (A) Open Saturday before Memorial Day through June 30: Daily limit 3 hatchery steelhead, minimum length 20 inches.
- (B) July 1 through October 31: Closed.
- (C) Open November 1 through January 31: Daily limit 3 hatchery steelhead, minimum length 20 inches.
- (vi) Salmon:
- (A) Open Saturday before Memorial Day through July 31: Daily limit 6; up to 2 adults may be retained. Release wild Chinook.
- (B) Open August 1 through January 31: Daily limit 6; up to 2 adults may be retained.
- (vii) Salmon and steelhead: Open April 1 to the Friday before Memorial Day for salmon and steelhead on Mondays, Wednesdays, and Saturdays only:

(A) Daily limit 2; no more than 2 hatchery steelhead, or 2 salmon, or one of each, may be retained.

(B) Release wild Chinook.

(b) From Fisher Hill Bridge to the boundary markers above Klickitat Salmon Hatchery, the following waters are closed: From ((Fishery)) Fisher Hill Bridge to 400 feet above #5 fishway (Lyle Falls fishway), tributaries except Bird, Blockhouse, Bowman, Spring, Outlet creeks and the Little Klickitat River, and the waters from the boundary markers above Klickitat Salmon Hatchery to the boundary markers below the hatchery.

(c) From 400 feet above #5 (Lyle Falls fishway) fishway to the boundary markers below Klickitat Salmon Hatchery:

(i) Open the Saturday before Memorial Day through November 30:

(A) Game fish: Statewide minimum length/daily limit, except:

(B) Trout: Daily limit 2; minimum length 14 inches.

(C) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(ii) Whitefish:

(A) Open December 1 through the last day in February for Whitefish only.

(B) Whitefish gear rules.

(iii) Salmon:

(A) Saturday before Memorial Day through July 31:

(I) Daily limit 6 fish; no more than 2 adults may be retained.

(II) Release wild Chinook.

(B) August 1 through November 30: Daily limit 6 fish; no more than 2 may be adults.

(d) From the boundary markers above Klickitat Salmon Hatchery to the Yakama Indian Reservation boundary:

(i) Game fish open the Saturday before Memorial Day through November 30.

(ii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iii) Whitefish:

(A) Open December 1 through the last day in February for whitefish only.

(B) Whitefish gear rules.

(42) **Lacamas Creek (Clark County):**

(a) From the mouth to the footbridge at the lower falls:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules, except: Use of barbed hooks is allowed.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(b) From the footbridge at the lower falls upstream: It is permissible to fish up to the base of Lacamas Lake Dam.

(43) **Lacamas Creek, tributary of Cowlitz River (Lewis County):**

(a) Selective gear rules, except: Use of barbed hooks is allowed.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(c) Salmon:

- (i) Open August 1 through October 31.
- (ii) Daily limit 6; up to 2 may be adults.
- (iii) Only hatchery Chinook and hatchery coho may be retained.

(44) Lewis River (Clark County):

- (a) From the mouth to the mouth of the East Fork Lewis River:

~~(i) ((July 1 through September 30: Night closure for salmon and steelhead fishing.~~

~~(ii)) Game fish:~~

~~(A) Open year-round.~~

~~(B) Statewide minimum length/daily limit, except:~~

~~(I) Trout: Daily limit 2; minimum length 14 inches.~~

~~((iii)) (II) Steelhead:~~

~~((A) July 1 through July 31: Daily limit 1 hatchery steelhead; minimum length 20 inches.~~

~~(B) August 1 through August 31: Closed.~~

~~(C) Open September 1 through September 30: Daily limit 1 hatchery steelhead; minimum length 20 inches.~~

~~(D) Open October 1 through June 30:)) Daily limit 3 steelhead; minimum length 20 inches.~~

~~((iv)) (ii) Salmon:~~

~~(A) Open January 1 through April 30: Daily limit 6 hatchery Chinook; up to 1 may be an adult.~~

~~(B) Open August 1 through September 30:~~

~~(I) Daily limit 6; up to 3 adults.~~

~~(II) Only hatchery Chinook and hatchery coho may be retained.~~

~~(C) Open October 1 through December 31:~~

~~(I) Daily limit 6; up to 3 adults, of which ((2)) 1 may be a Chinook.~~

~~(II) Only Chinook and hatchery coho may be retained.~~

~~(b) From the mouth of the East Fork Lewis River to Johnson Creek.~~

~~(i) Game fish:~~

~~(A) Open year-round.~~

~~(B) Statewide minimum length/daily limit, except:~~

~~(I) Trout: Daily limit 2; minimum length 14 inches.~~

~~(II) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.~~

~~(ii) Salmon:~~

~~(A) Open January 1 through April 30: Daily limit 6 hatchery Chinook; up to 1 may be an adult.~~

~~(B) Open August 1 through September 30:~~

~~(I) Daily limit 6; up to 3 adults.~~

~~(II) Only hatchery Chinook and hatchery coho may be retained.~~

~~(C) Open October 1 through December 31:~~

~~(I) Daily limit 6; up to 3 adults, of which ((2)) 1 may be a Chinook.~~

~~(II) Only Chinook and hatchery coho may be retained.~~

~~(c) From Johnson Creek to Colvin Creek:~~

~~(i) May 1 through May 31: Closed waters.~~

~~(ii) Those waters shoreward of the cable buoy and corkline at the mouth of the Lewis River Salmon Hatchery fish ladder: Closed waters.~~

~~(iii) June 1 through November 30 and April 1 through April 30: Anti-snagging rule and night closure.~~

~~(iv) Game fish:~~

~~(A) Open June 1 through April 30.~~

~~(B) Statewide minimum length/daily limit, except:~~

~~(I) Trout: Daily limit 2; minimum length 14 inches.~~

- (II) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (v) Salmon:
- (A) Open January 1 through April 30: Daily limit 6 hatchery Chinook; up to 1 may be an adult.
- (B) Open August 1 through September 30:
- (I) Daily limit 6; up to 3 adults.
- (II) Only hatchery Chinook and hatchery coho may be retained.
- (C) Open October 1 through December 31:
- (I) Daily limit 6; up to 3 adults, of which ((2)) 1 may be a Chinook.
- (II) Only Chinook and hatchery coho may be retained.
- (d) From the mouth of Colvin Creek to the overhead powerlines at Merwin Dam:
- (i) Open June 1 through October 31 and December 16 through April 30.
- (ii) Anti-snagging rule and night closure April 1 through April 30 and June 1 through October 31.
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (A) Trout: Daily limit 2; minimum length 14 inches.
- (B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (iv) Salmon:
- (A) Open January 1 through April 30: Daily limit 6 hatchery Chinook; up to 1 may be an adult.
- (B) Open August 1 through September 30:
- (I) Daily limit 6; up to 3 adults.
- (II) Only hatchery Chinook and hatchery coho may be retained.
- (C) Open October 1 through October 31:
- (I) Daily limit 6; up to 3 adults, of which ((2)) 1 may be a Chinook.
- (II) Only Chinook and hatchery coho may be retained.
- (D) Open December 16 through December 31:
- (I) Daily limit 6; up to 3 adults, of which ((2)) 1 may be a Chinook.
- (II) Only Chinook and hatchery coho may be retained.
- (e) From the overhead powerlines below Merwin Dam to Merwin Dam: Closed waters.
- (f) From the cable crossing 1,300 yards below Yale Dam to Yale Dam: Closed waters.
- (g) From the old Lewis River streambed between Swift No. 1 Powerhouse and Swift No. 2 Powerhouse: Closed waters.
- (h) Lewis River Power Canal:
- (i) Open the fourth Saturday in April through October 31.
- (ii) It is unlawful to fish from a floating device.
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (iv) Trout: Daily limit 5; no minimum length.
- (i) From Eagle Cliff Bridge to Muddy River, including all tributaries except Muddy River:
- (i) Selective gear rules.
- (ii) Open the Saturday before Memorial Day through July 15.
- (iii) Game fish: Statewide minimum length/daily limit, except:
- (A) Trout: Daily limit 10; minimum length 8 inches.
- (B) Release wild trout.
- (j) From the Muddy River to the lower falls and tributaries (including the Muddy River):
- (i) Selective gear rules.

(ii) Release all fish.

(45) **Lewis River, East Fork (Clark/Skamania counties):**

(a) From the posted markers at the lower end of Big Eddy to 100 feet above Lucia Falls: Closed waters.

(b) From 400 feet below to 400 feet above Moulton Falls: Closed waters.

(c) From 400 feet below Horseshoe Falls upstream, including tributaries above Horseshoe Falls: Closed waters.

(d) From the mouth to 400 feet below Horseshoe Falls:

(i) Open the Saturday before Memorial Day through July 15 and September 16 through March 15.

(ii) Selective gear rules, except: Use of barbed hooks is allowed.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iv) Salmon:

(A) Open September 16 through December 31.

(B) Daily limit 6; up to 2 may be adults.

(C) Only hatchery Chinook and hatchery coho may be retained.

(e) Tributaries from the mouth to 400 feet below Horseshoe Falls:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(46) **Little Klickitat River (Klickitat County):** Within Goldendale city limits:

(a) Open the fourth Saturday in April through the Friday before Memorial Day to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(b) Open the Saturday before Memorial Day through October 31 to all anglers.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Limit 5; no minimum length.

(47) **Little Washougal River (Clark County):**

(a) Selective gear rules, except: Use of barbed hooks is allowed.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(c) Salmon:

(i) Open August 1 through October 31.

(ii) Daily limit 6; up to 2 may be adults.

(iii) Only hatchery Chinook and hatchery coho may be retained.

(48) **Little White Salmon River (Skamania County):**

(a) From the orange fishing boundary markers at Drano Lake upstream to the intake near the north boundary of the Little White Salmon National Fish Hatchery: Closed waters.

(b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 5; minimum length 8 inches.

(49) **Love Lake (Clark County):** Closed waters.

(50) **Mayfield Lake (Reservoir) (Lewis County):**

(a) Open from the Mayfield Dam to Onion Rock Bridge.

(b) From the Tacoma Power safety signs at Onion Rock Bridge to Mossyrock Dam: Closed waters.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 10; minimum length 8 inches.

(ii) Release wild rainbow trout and wild cutthroat trout.

(iii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iv) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(v) Channel catfish: Daily limit 10; no size restriction.

(vi) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(d) Salmon:

(i) Open September 1 through December 31:

(ii) Daily limit 6; minimum length 12 inches.

(iii) Up to 2 may be adults.

(iv) Only hatchery Chinook and hatchery coho may be retained.

(51) **Merrill Lake (Cowlitz County):**

(a) Fly fishing only.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Release all fish.

(52) **Merwin Lake (Reservoir) (Clark/Cowlitz counties):** Landlocked salmon rules.

(53) **Mill Creek (Cowlitz County):**

(a) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.

(b) Selective gear rules, except: Use of barbed hooks is allowed.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(d) Salmon:

(i) Open November 1 through December 31.

(ii) Daily limit 6; up to 2 may be adults.

(iii) Only hatchery Chinook and hatchery coho may be retained.

(54) **Mill Creek (Lewis County):** From the mouth to the hatchery road crossing culvert.

(a) Selective gear rules, except: Use of barbed hooks is allowed.

(b) Open the Saturday before Memorial Day through October 31 and December 1 through December 31.

(c) Anti-snagging rule from December 1 through December 31.

(d) Night closure from December 1 through December 31.

(e) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(f) Salmon:

(i) Open August 1 through October 31 and December 1 through December 31.

(ii) Daily limit 6; up to 2 may be adults.

(iii) Only hatchery Chinook and hatchery coho may be retained.

(55) **Mineral Lake (Lewis County):** Open the fourth Saturday in April through September 30.

(56) **Olequa Creek (Lewis/Cowlitz counties):**

(a) From 400 feet below to 200 feet above the temporary weir while the weir is installed in the creek: Closed waters.

(b) Selective gear rules, except: Use of barbed hooks is allowed.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

- (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (d) Salmon:
 - (i) Open August 1 through October 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (57) **Ostrander Creek (Cowlitz County):**
 - (a) Selective gear rules, except: Use of barbed hooks is allowed.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (58) **Outlet Creek (Silver Lake) (Cowlitz County):**
 - (a) From the Saturday before Memorial Day through November 30.
 - (b) Selective gear rules, except: Use of barbed hooks is allowed.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (d) Salmon:
 - (i) Open August 1 through November 30.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (59) **Rainey Creek (Lewis County):**
 - (a) From mouth to Highway 12.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 5; minimum length 8 inches.
 - (ii) Release wild rainbow and cutthroat trout.
- (60) **Riffe Lake (Reservoir) (Lewis County):**
 - (a) Open from Mossyrock Dam to Cowlitz Falls Dam:
 - (b) From Cowlitz Falls Dam downstream to the Lewis County PUD safety signs located approximately 800 feet below the dam: Closed waters.
 - (c) It is permissible to fish up to the base of Swofford Pond Dam.
 - (d) Landlocked salmon rules.
- (61) **Rock Creek (Klickitat County):**
 - (a) From Army Corps of Engineers Park upstream to the source: Closed waters.
 - (b) Open year-round from the mouth to the Army Corps of Engineers Park. Limits, size restrictions, and gear restrictions are the same as those in the adjacent portion of the Columbia River.
- (62) **Rock Creek (Skamania County):** From the mouth to the falls at approximately river mile one:
 - (a) Open the Saturday before Memorial Day through March 15.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (c) Salmon:
 - (i) Open August 1 through December 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (63) **Rowland Lake, North (Klickitat County):** Open the fourth Saturday in April through March 31.
- (64) **Salmon Creek (Clark County):** From the mouth to 182nd Avenue Bridge:

- (a) Open the Saturday before Memorial Day through March 15.
- (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (c) Salmon:
 - (i) Open August 1 through December 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (65) **Salmon Creek (Lewis County):**
 - (a) Selective gear rules, except: Use of barbed hooks is allowed.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (c) Salmon:
 - (i) Open August 1 through October 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook or hatchery coho may be retained.
- (66) **Silver Lake (Cowlitz County):** Game fish: Statewide minimum length/daily limit, except:
 - (a) Crappie: Daily limit 10; minimum length 9 inches.
 - (b) Grass carp: No limit and no minimum length.
 - (c) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (d) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (e) Channel catfish: Daily limit 10; no size restriction.
 - (f) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (67) **Silver Creek (tributary to Cowlitz River) (Lewis County):** From the mouth to USFS Road 4778. Selective gear rules.
- (68) **Skamokawa Creek (Wahkiakum County):**
 - (a) Selective gear rules, except: Use of barbed hooks is allowed.
 - (b) Open the Saturday before Memorial Day through August 31 and November 1 through March 15.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (d) Salmon:
 - (i) Open November 1 through December 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (69) **Skate Creek (tributary to Cowlitz River) (Lewis County):** Selective gear rules.
- (70) **Spearfish Lake (Klickitat County):** Open the fourth Saturday in April through March 31.
- (71) **Spirit Lake (Skamania County):** Closed waters.
- (72) **Spring Creek (Klickitat County):** From Hill Road upstream to the Goldendale Hatchery: Game fish: Statewide minimum length/daily limit, except: Trout: Limit 5; minimum length 8 inches.
- (73) **Stillwater Creek (Lewis County):**
 - (a) Selective gear rules, except: Use of barbed hooks is allowed.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.

- (ii) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.
- (c) Salmon:
 - (i) Open August 1 through October 31.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery Chinook and hatchery coho may be retained.
- (74) **Swift Reservoir (Skamania County)**:
 - (a) From dam to posted markers approximately 3/8 mile below Eagle Cliff Bridge:
 - (i) Open the Saturday before Memorial Day through November 30.
 - (ii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Trout: Daily limit 10; minimum length 8 inches.
 - (B) Release wild trout.
 - (C) Release all steelhead.
 - (iii) Salmon:
 - (A) Open the Saturday before Memorial Day through November 30.
 - (B) Salmon count toward trout daily limit.
 - (C) Minimum length 8 inches.
 - (D) Maximum length 15 inches.
 - (E) No catch record card required.
 - (b) From the posted markers approximately 3/8 mile below Eagle Cliff Bridge to the bridge:
 - (i) Selective gear rules.
 - (ii) Open the Saturday before Memorial Day through July 15.
 - (iii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Trout: Daily limit 10; minimum length 8 inches.
 - (B) Release wild trout.
 - (C) Release all steelhead.
 - (iv) Salmon:
 - (A) Open the Saturday before Memorial Day through July 15.
 - (B) Landlocked salmon rules.
 - (C) Maximum length 15 inches.
- (75) **Tilton River (Lewis County)**: From the mouth to the West Fork:
 - (a) Within posted "Closed Waters" signs around the adult fish release sites: Closed waters.
 - (b) Anti-snagging rule from September 1 through October 31.
 - (c) Night closure from September 1 through October 31.
 - (d) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout. Open year-round.
 - (e) Salmon:
 - (i) Open year-round.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Only hatchery coho may be retained.
- (76) **Tilton River, East, North, South and West Forks (Lewis County)**: Selective gear rules.
- (77) **Toutle River (Cowlitz County)**: From the mouth to the forks:
 - (a) Open the Saturday before Memorial Day through March 15.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - Trout: Daily limit 2; minimum length 14 inches.
 - (c) Salmon open August 1 through November 30:
 - (i) Daily limit 6; up to 3 may be adults, of which 1 may be a Chinook.
 - (ii) Only hatchery Chinook and hatchery coho may be retained.
- (78) **Toutle River tributaries (unless otherwise listed) (Cowlitz County)**:
 - (a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release wild trout.

(79) **Toutle River, North Fork (Cowlitz County):**

(a) From the mouth to the posted deadline below the fish collection facility:

(i) Open the Saturday before Memorial Day through March 15.

(ii) September 1 through October 15: Anti-snagging rule and night closure on the North Fork from the confluence with the South Fork to the mouth of Green River.

(iii) Selective gear rules, except: Use of barbed hooks is allowed the Saturday before Memorial Day through July 31 and December 1 through March 15.

(iv) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(v) Salmon open August 1 through Nov 30:

(A) Daily limit 6; up to 3 adults, of which 1 may be a Chinook.

(B) Only hatchery Chinook and hatchery coho may be retained.

(b) From the posted deadline downstream of the fish collection facility upstream and tributaries: Closed waters.

(80) **Toutle River, North Fork tributaries from the mouth to the posted deadline below the fish collection facility (unless otherwise listed) (Cowlitz County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(81) **Toutle River, South Fork (Cowlitz County):**

(a) From the mouth to 4700 Road Bridge:

(i) Open April 16 through the Friday before Memorial Day:

(A) Selective gear rules, except: Use of barbed hooks is allowed.

(B) Game fish: Statewide minimum length/daily limit, except:

(I) Release trout.

(II) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(ii) Open the Saturday before Memorial Day through November 30:

Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iii) Open December 1 through March 15:

(A) Selective gear rules, except: Use of barbed hooks is allowed.

(B) Game fish: Statewide minimum length/daily limit, except:

(I) Trout: Daily limit 2; minimum length 14 inches.

(II) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(C) Salmon:

(I) Open August 1 through November 30.

(II) Daily limit 6; up to 2 may be adults.

(III) Only hatchery Chinook and hatchery coho may be retained.

(b) From 4700 Road Bridge upstream:

(i) Open the Saturday before Memorial Day through March 15.

(ii) From December 1 through March 15: Selective gear rules, except: Use of barbed hooks is allowed.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon:

- (A) Open August 1 through November 30.
- (B) Daily limit 6; up to 2 may be adults.
- (C) Only hatchery Chinook and hatchery coho may be retained.

(82) **Vancouver Lake and all other waters west of Burlington**

Northern Railroad from the Columbia River drawbridge near Vancouver downstream to Lewis River (Clark County):

- (a) Vancouver Lake flushing channel and the lake shoreline 400 feet east and west of the channel exit: Closed April 1 through May 31.
- (b) Chumming is permissible.
- (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (iv) Channel catfish: Daily limit 10; no size restriction.
 - (v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(83) **Walupt Lake (Lewis County):** All inlet streams: Closed waters.

(84) **Washougal River (Clark County):**

- (a) From the mouth to the boat ramp at the WDFW county line access site:
 - (i) From 1,000 feet (or posted markers) below to 200 feet above the temporary weir when the weir is installed in the river: Closed waters.
 - (ii) Night closure.
 - (iii) July 1 through October 31: Anti-snagging rule.
 - (iv) Open April 16 through the Friday before Memorial Day:
 - (A) Selective gear rules, except: Use of barbed hooks is allowed.
 - (B) Game fish: Statewide minimum length/daily limit, except: Release all trout.
 - (v) Open the Saturday before Memorial Day through March 15.
 - (A) Game fish: Statewide minimum length/daily limit, except:
 - (B) Trout: Daily limit 2; minimum length 14 inches.
 - (vi) March 16 through April 15: Closed.
 - (vii) Steelhead:
 - (A) Open April 16 through March 15: Daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (B) March 16 through April 15: Closed.
 - (viii) Salmon:
 - (A) Open August 1 through December 31.
 - (B) Daily limit 6; up to 3 adults may be retained, of which 2 may be Chinook.
 - (C) Only hatchery Chinook and hatchery coho may be retained.
- (b) From the boat ramp at the WDFW county line access site to the bridge at Salmon Falls:
 - (i) From 1,000 feet (or posted markers) below to 200 feet above the temporary weir when the weir is installed in the river: Closed waters.
 - (ii) August 1 through October 31:
 - (A) Anti-snagging rule.
 - (B) Night closure.
 - (iii) Game fish:
 - (A) Open from the Saturday before Memorial Day through March 15.
 - (B) Game fish: Statewide minimum length/daily limit, except:

(C) Trout: Daily limit 2; minimum length 14 inches.

(D) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iv) Salmon:

(A) Open August 1 through December 31.

(B) Daily limit 6; up to 3 adults may be retained, of which 2 may be Chinook.

(C) Only hatchery Chinook and hatchery coho may be retained.

(c) From the bridge at Salmon Falls upstream and tributaries: Closed waters.

(85) **Washougal River, West (North) Fork (Clark/Skamania counties):**

(a) From the mouth to the water intake at the department hatchery: Closed waters.

(b) From the intake at the department hatchery upstream:

(i) Open the Saturday before Memorial Day through March 15.

(ii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(iii) Salmon:

(A) Open August 1 through December 31.

(B) Daily limit 6; up to 2 may be adults.

(C) Only hatchery Chinook and hatchery coho may be retained.

(86) **White Salmon River (Klickitat/Skamania counties):**

(a) From the mouth (Burlington Northern Railroad Bridge) to the county road bridge below the former location of the powerhouse:

(i) Open year-round.

(ii) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat.

(iii) July 1 through October 31: Night closure for salmon and steelhead.

(iv) August 1 through December 31: Anti-snagging rule.

(v) Salmon and steelhead:

(A) Open April 1 through June 30:

(I) Daily limit 2; up to 2 salmon, or 2 hatchery steelhead, or one of each, may be retained.

(II) Release wild Chinook.

(B) Open July 1 through July 31:

(I) Daily limit 2; up to 2 salmon.

(II) Release wild Chinook. Closed to fishing for or retaining steelhead.

(C) Open August 1 through October 31:

(I) Daily limit 6; up to 2 adult salmon. Closed to fishing for or retaining steelhead.

(II) Only hatchery Chinook and hatchery coho may be retained.

(D) Open November 1 through March 31:

(I) Daily limit 6; up to 2 salmon, or 2 hatchery steelhead, or one of each, may be retained.

(II) Only hatchery Chinook and hatchery coho may be retained.

(b) From the county road bridge below the former location of the powerhouse upstream to Big Brother Falls (river mile 16):

(i) From Big Brother Falls downstream 400 feet: Closed waters.

(ii) Game fish: Statewide minimum length/daily limit, except: Release wild rainbow and wild cutthroat trout.

(iii) Selective gear rules, except: Use of barbed hooks is allowed.

- (iv) Salmon and steelhead:
 - (A) Open Saturday before Memorial Day through July 31:
 - (I) Daily limit 2 fish, up to 2 salmon, or 2 steelhead, or one of each may be retained.
 - (II) Only hatchery salmon and hatchery steelhead may be retained.
 - (B) Open August 1 through October 31:
 - (I) Daily limit 6; up to 2 adult salmon, or 2 steelhead, or one of each may be retained.
 - (II) Only hatchery salmon and hatchery steelhead may be retained.
- (87) **Wind River (Skamania County):**
 - (a) From the mouth to the Highway 14 Bridge:
 - (i) Open year-round.
 - (ii) March 16 through June 30: Night closure.
 - (iii) March 16 through June 30: Each angler aboard a vessel may deploy salmon/steelhead angling gear until the salmon/steelhead limit for all anglers aboard has been achieved.
 - (iv) March 16 through June 30: Two-pole fishing for salmon/steelhead is permissible so long as the angler possesses a two-pole endorsement.
 - (v) July 1 through October 31: Night closure for salmon and steelhead fishing.
 - (vi) August 1 through October 31: Anti-snagging rule applies.
 - (vii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Release cutthroat trout and wild rainbow trout.
 - (B) Steelhead: Open November 1 through March 15; daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (viii) Salmon and steelhead:
 - (A) Open March 16 through June 30: Daily limit 6; up to 2 adult salmon, or 2 hatchery steelhead, or one of each, may be retained. Release wild Chinook and wild coho.
 - (B) Open July 1 through September 30:
 - (I) Daily limit 6; up to 2 adult salmon may be retained. Closed to fishing for or retaining steelhead.
 - (II) Release wild Chinook and wild coho.
 - (C) Open October 1 through October 31:
 - (I) Daily limit 6; up to 2 may be adults. Closed to fishing for or retaining steelhead.
 - (II) Release wild coho.
 - (b) From the Highway 14 Bridge to 400 feet below Shipherd Falls:
 - (i) Open year-round.
 - (ii) March 16 through June 30: Night closure.
 - (iii) July 1 through October 31: Night closure for salmon and steelhead fishing.
 - (iv) Anti-snagging rule from May 1 through June 30 and August 1 through October 31.
 - (v) Game fish: Statewide minimum length/daily limit, except:
 - (A) Release cutthroat trout and wild rainbow trout.
 - (B) Steelhead: Open November 1 through March 15; daily limit 3 hatchery steelhead; minimum length 20 inches.
 - (vi) Salmon and steelhead:
 - (A) Open March 16 through June 30: Daily limit 6; up to 2 adult salmon, or 2 hatchery steelhead, or one of each, may be retained. Release wild Chinook and wild coho.
 - (B) Open July 1 through July 31:
 - (I) Daily limit 6; up to 2 adult salmon may be retained. Closed to fishing for or retaining steelhead.
 - (II) Release wild Chinook and wild coho.

- (C) Open August 1 through October 31:
- (I) Daily limit 6; up to 2 adult salmon may be retained. Closed to fishing for or retaining steelhead.
- (II) Release wild Chinook and wild coho.
- (c) From 400 feet below to 100 feet above Shipherd Falls fish ladder: Closed waters.
- (d) From 100 feet above Shipherd Falls fish ladder to 400 feet below the Coffe Dam:
- (i) Anti-snagging rule.
- (ii) Night closure.
- (iii) Open September 16 through November 30:
- (A) Release all fish.
- (B) Selective gear rules, except: Use of barbed hooks is allowed.
- (iv) Salmon and steelhead:
- (A) Open May 1 through June 30.
- (B) Daily limit 6; up to 2 adult salmon, or 2 hatchery steelhead, or one of each, may be retained.
- (e) From 400 feet below the Coffe Dam to 100 feet above the Coffe Dam: Closed waters.
- (f) From 100 feet above the Coffe Dam to 800 yards downstream from Carson National Fish Hatchery:
- (i) Anti-snagging rule.
- (ii) Night closure.
- (iii) Open September 16 through November 30:
- (A) Release all fish.
- (B) Selective gear rules, except: Use of barbed hooks is allowed.
- (iv) Salmon and steelhead open May 1 through June 30: Daily limit 6; up to 2 adult salmon, or 2 hatchery steelhead, or one of each, may be retained.
- (g) From 800 yards downstream from Carson National Fish Hatchery upstream to Moore Bridge:
- (i) Open September 16 through November 30.
- (ii) Release all fish.
- (iii) Selective gear rules, except: Use of barbed hooks is allowed.
- (h) From Moore Bridge upstream: Closed waters.
- (88) **Wind River tributaries (Skamania County)**: Closed waters.
- (89) **Yale Reservoir (Cowlitz County)**: Landlocked salmon rules.
- (90) **Yellowjacket Creek (tributary to Cispus River) (Lewis County)**: Selective gear rules.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-054 (Order 22-114), § 220-312-030, filed 6/29/22, effective 7/30/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 22-05-066 (Order 22-06), § 220-312-030, filed 2/11/22, effective 7/1/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 21-14-067 (Order 21-95), § 220-312-030, filed 7/2/21, effective 8/2/21; WSR 20-14-052 (Order 20-97), § 220-312-030, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 20-03-130 (Order 20-09), § 220-312-030, filed 1/17/20, effective 2/17/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-312-030, filed 7/12/19, effective 8/12/19; WSR 18-15-065 (Order 18-163), § 220-312-030, filed 7/16/18, effective 8/16/18. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.12.047. WSR 18-06-045 (Order 18-30), § 220-312-030, filed 3/1/18, effective 4/1/18. Statutory

Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-17-029, § 220-312-030, filed 8/8/17, effective 9/8/17; WSR 17-05-112 (Order 17-04), recodified as § 220-312-030, filed 2/15/17, effective 3/18/17; WSR 16-14-038 (Order 16-158), § 220-310-185, filed 6/28/16, effective 7/29/16. Statutory Authority: RCW 77.04.012 and 77.12.047. WSR 16-06-073 (Order 16-30), § 220-310-185, filed 2/26/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 15-13-081 (Order 15-177), § 220-310-185, filed 6/12/15, effective 7/13/15. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 15-06-065 and 15-06-006 (Order 15-033), § 220-310-185, filed 3/4/15 and 2/20/15, effective 7/1/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 220-310-185, filed 7/25/14, effective 8/25/14. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 14-04-120 (Order 14-26), § 220-310-185, filed 2/4/14, effective 3/7/14.]

OTS-4538.4

AMENDATORY SECTION (Amending WSR 22-14-054, filed 6/29/22, effective 7/30/22)

- WAC 220-312-040 Freshwater exceptions to statewide rules—Puget Sound.** (1) Beaver ponds located within or adjacent to streams that drain into Puget Sound listed as open to trout and other game fish follow the same rules as the adjacent stream.
- (2) **County-wide freshwater exceptions to statewide rules:**
- (a) Beaver ponds in Kitsap County and Mason County on Tahuya Peninsula west of Belfair-Bremerton Highway (S.R. 3):
- (i) Open the fourth Saturday in April through October 31.
 - (ii) Trout: No minimum length.
- (b) Beaver ponds in Kitsap County and Mason County east of Belfair-Bremerton Highway (S.R. 3):
- (i) Open the first Saturday in June through October 31.
 - (ii) Trout: No minimum length.
- (3) **AKL Pond (King County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (c) Channel catfish: Daily limit 10; no size restriction.
 - (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (4) **Aldrich Lake (Mason County):** Open the fourth Saturday in April through October 31.
- (5) **Alexander Lake (Kitsap County):** Closed waters.
- (6) **American Lake (Pierce County):**
- (a) Chumming is permissible.

- (b) Game fish: Statewide minimum length/daily limit, except: Combined daily limit of trout and kokanee is 5, any length.
- (7) **Anderson Creek (Kitsap County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (8) **Armstrong Lake (Snohomish County):** Open the fourth Saturday in April through October 31.
- (9) **Bainbridge Island - All streams (Kitsap County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (10) **Baker Lake (Whatcom County):**
- (a) Closed waters within a 200-foot radius around the pump discharge at the south end of the lake.
- (b) Chumming is permissible.
- (c) Open the fourth Saturday in April through October 31.
- (d) Game fish: Statewide minimum length/daily limit, except: Kokanee: Minimum length 8 inches and maximum length 18 inches.
- (e) Salmon: Open July ((9)) 15 through August 31:
- (i) Daily limit ((2)) 3 sockeye only.
- (ii) Release all other salmon.
- (iii) Minimum size 18 inches. ((Release all other salmon.))
- (iv) Each angler aboard a vessel may deploy salmon angling gear until the salmon limit for all anglers aboard has been achieved.
- (11) **Baker River (Skagit/Whatcom County):** From the mouth to the Lower Baker Dam: Closed waters.
- (12) **Ballinger Lake (Snohomish County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (13) **Beaver Lake (Skagit County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (14) **Beecher, Lake (Snohomish County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(15) **Benson Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(16) **Big Beaver Creek (Whatcom County)**, from 1/4 mile upstream of the closed water markers on Ross Lake upstream, including tributary streams and beaver ponds:

(a) Open July 1 through October 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(17) **Big Beef Creek (Kitsap County)**:

(a) From Seabeck Highway Bridge to Lake Symington:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iv) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(v) From August 1 through August 31: Closed waters within 100 feet of the Seabeck Highway N.W. Bridge.

(b) From Lake Symington upstream:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(18) **Big Lake (Skagit County)**:

(a) Game fish: Statewide minimum length/daily limit, except:

(i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iii) Channel catfish: Daily limit 10; no size restriction.

(iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(b) Landlocked salmon rules.

(19) **Big Mission Creek (Mason County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(20) **Big Quilcene River (Jefferson County)**:

(a) From the mouth to (~~Rodgers Street~~) the downstream terminus of the Washington department of fish and wildlife public access easement (47.816759 lat., -122.8943 long.):

(i) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(ii) Game fish:

(A) Open the Saturday before Memorial Day through August 15 (~~(+ (i))~~).

(B) Selective gear rules.

(~~(ii) Game fish~~) (C) Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iii) Salmon:

(A) Open August 16 through August 31.

(B) Daily limit 4 coho only. Release all other salmon.

(C) Night closure.

(D) Anti-snagging rules.

(b) From ~~((Rodgers Street))~~ the downstream terminus of the Washington department of fish and wildlife public access easement (47.816759 lat., -122.8943 long.) to the Highway 101 Bridge:

~~(i) ((From the Saturday before Memorial Day through August 15: Selective gear rules.~~

~~(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.~~

~~(iii) It is unlawful to fish from a floating device equipped with an internal combustion motor.~~

~~(iv) From August 16 through October 31:~~

~~(A) Night closure.~~

~~(B) Anti-snagging rules.~~

~~(v)) It is unlawful to fish from a floating device equipped with an internal combustion motor.~~

(ii) Game fish:

(A) Open the Saturday before Memorial Day through August 15.

(B) Selective gear rules.

(C) Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iii) Salmon:

(A) Open August 16 through October 31.

(B) Daily limit 4 coho only (~~(; minimum length 12 inches)~~). Release all other salmon.

(C) Night closure.

(D) Anti-snagging rules.

(c) From the Highway 101 Bridge to the weir at Quilcene National Fish Hatchery: Closed waters.

(d) From the weir at Quilcene National Fish Hatchery to the upper boundary of Falls View campground:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(21) **Big Soos Creek (King County):** From the mouth to the hatchery rack:

(a) Open the Saturday before Memorial Day through August 31.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(22) **Black Lake (Thurston County):** Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(23) **Blackjack Creek (Kitsap County):**

(a) Open Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(24) **Blacksmith Pond (Mason County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(25) **Boise Creek (King County) (White River tributary):** From the mouth to the Highway 410 crossing: Closed waters.

(26) **Bosworth Lake (Snohomish County):**

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iii) Channel catfish: Daily limit 10; no size restriction.

(iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(27) **Boulder River (Snohomish County) (N.F. Stillaguamish River tributary):** From the mouth to Boulder Falls:

(a) Open (~~September~~) October 16 through October 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(28) **Bradley Lake (Pierce County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(29) **Buck Lake (Kitsap County):** Open the fourth Saturday in April through October 31.

(30) **Buffington Pond (Kitsap County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(31) **Burley Creek (Kitsap County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(32) **Cady Lake (Mason County):**

(a) Fly fishing only.

(b) Release all fish.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(33) **Cain Lake (Whatcom County):** Open the fourth Saturday in April through October 31.

(34) **Calligan Lake (King County):** It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(35) **Campbell Creek (Mason County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(36) **Campbell Lake (Skagit County):** Grass carp: No daily limit for anglers and bow and arrow fishing allowed.

(37) **Canyon Creek (Snohomish County) (S.F. Stillaguamish River):**

(a) From the mouth to the forks (North Fork and South Fork):

(i) Open (~~September~~) October 16 through January 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(b) From the forks (North Fork and South Fork) upstream: Closed waters.

(38) **Capitol Lake (Thurston County):** Closed waters.

(39) **Carbon River (Pierce County):**

(a) From the mouth to Voight Creek:

(i) From September 1 through (~~September 30~~) October 31:

(A) Night closure.

(B) Anti-snagging rules.

(C) Barbless hooks are required.

(ii) Open September 1 through September 30: Wednesdays through Saturdays only.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Open October 1 through October 31.

(v) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(vi) Open December 1 through January 15:

(A) Selective gear rules.

(B) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(~~(v)~~) (vii) Salmon:

(A) Open September 1 through September 30, Wednesdays through Saturdays only.

(~~(B)~~) (I) Daily limit 6; up to 2 may be adults, minimum length 12 inches.

(~~(C)~~) (II) Release wild Chinook and chum.

(B) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults.

(II) Release wild Chinook and chum.

(b) From Voight Creek to the Highway 162 Bridge:

(i) Open from December 1 through January 15.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(40) **Carney Lake (Pierce County):**

(a) Open the fourth Saturday in April through October 31.

(b) Salmon: Landlocked salmon rules.

(41) **Carpenter Lake (Kitsap County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(42) **Cascade Creek (San Juan County):**

(a) From the mouth to Mountain Lake.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(43) **Cascade Lake (San Juan County):** Open the fourth Saturday in April through October 31.

(44) **Cascade River (Skagit County):**

- (a) From the mouth to the Rockport-Cascade Road Bridge:
- (i) Open July 1 through July 15: Wednesdays through Saturdays only:
- (A) Anti-snagging rules and night closure.
- (B) Game fish: Statewide minimum length/daily limit, except:
- (I) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (II) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (C) Salmon: Daily limit 4 hatchery Chinook; up to 2 may be adults.
- (I) Release all other salmon.
- (II) Minimum length 12 inches.
- (ii) Open September 16 through (~~October 31~~) September 30: Wednesdays through Saturdays only:
- (A) Anti-snagging rules (~~and~~).
- (B) Barbless hooks are required.
- (C) No bait allowed.
- (D) Night closure.
- ~~((B))~~ (E) Salmon: Daily limit 4 coho.
- ~~((I))~~ (F) Release all other salmon.
- ~~((II) Minimum length 12 inches.~~
- ~~(C))~~ (G) Game fish: Statewide length/daily limit, except:
- (I) Cutthroat trout and wild rainbow: Minimum length 14 inches.
- (II) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (iii) Open October 1 through October 31: Wednesdays through Saturdays only:
- (A) Anti-snagging rules.
- (B) Night closure.
- (C) Salmon: Daily limit 4 coho. Release all other salmon.
- (D) Game fish: Statewide length/daily limit, except:
- (I) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (II) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (iv) Open December 1 through January 31:
- (A) Game fish: Statewide length/daily limit, except:
- (I) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (II) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (B) Salmon: Closed.
- (b) From the Rockport-Cascade Road Bridge upstream:
- (i) Open June 1 through January 31.
- (ii) Selective gear rules.
- (iii) Release all fish except hatchery steelhead.
- (45) **Cass Pond (King County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(46) **Cavanaugh Lake (Skagit County):** Chumming is permissible.

(47) **Cedar River (King County):**

(a) From the mouth to Landsburg Road:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Night closure.

(iv) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(v) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) From Landsburg Bridge upstream to the falls: Closed waters.

(48) **Chain Lake (Snohomish County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iv) Channel catfish: Daily limit 10; no size restriction.

(v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(49) **Chambers Creek (Pierce County):**

(a) From the mouth (Burlington Northern Bridge) to the markers 400 feet below the Boise-Cascade Dam:

(i) Selective gear rules (~~(, except bait is permissible September 1 through October 15)~~).

(ii) Open the Saturday before Memorial Day through November 15 for game fish.

(iii) Night closure.

(iv) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(v) Salmon: ((+A)) Open July 1 through November 15:

((+B)) (A) Daily limit 6; up to 4 may be adults; minimum length 12 inches.

((+C)) (B) Release chum, wild Chinook, and wild coho.

(b) From Boise-Cascade Dam to Steilacoom Lake:

(i) Selective gear rules.

(ii) Night closure.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(50) **Chambers Lake (within Ft. Lewis Military Reservation) (Pierce County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Release cutthroat trout and wild rainbow trout.

(ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iv) Channel catfish: Daily limit 10; no size restriction.

(v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(51) **Channel Creek (Whatcom County) (Baker River tributary)**: Open the Saturday before Memorial Day through August 31.

(52) **Chaplain Creek (Snohomish County) (Sultan River tributary)**: Waters adjacent to the water filtration plant, from the inlet to the beaver pond (Grass Lake) below the water filtration plant gate to the waterfall approximately .4 miles upstream: Closed waters.

(53) **Cherry Creek (King/Snohomish County) (tributary to the Snoqualmie River)**: From the mouth to Cherry Creek Falls: Selective gear rules.

(54) **Chico Creek (Kitsap County)**:

(a) Open Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(55) **Christine, Lake (Mason County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(56) **Church Creek (Mason County)**: From the mouth to the bridge on U.S. Forest Service Road #2361: Closed waters.

(57) **Clarks Creek (Pierce County)**: Closed waters.

(58) **Clear Creek (Kitsap County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(59) **Clear Lake (Pierce County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Chumming is permissible.

(60) **Clear Lake (Skagit County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(61) **Clear Lake (Thurston County)**: Open the fourth Saturday in April through October 31.

(62) **Clearwater River (Pierce County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(63) **Clover Creek (Pierce County)**: From the mouth upstream to Steilacoom Lake: Closed waters.

(64) **Cottage Creek South Pond (King County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (65) **Cottage Lake (King County):**
- (a) Open the fourth Saturday in April through October 31.
- (b) Game fish: Statewide minimum length/daily limit, except:
- (i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (iii) Channel catfish: Daily limit 10; no size restriction.
- (iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (66) **Coulter Creek (Kitsap/Mason counties):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (67) **County Line Ponds (Skagit County):** Closed waters.
- (68) **Crabapple Lake (Snohomish County):** Open the fourth Saturday in April through October 31.
- (69) **Cranberry Creek (Mason County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (70) **Cranberry Lake (Mason County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (71) **Crescent Creek (Kitsap County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (72) **Crescent Lake (Pierce County):** Open the fourth Saturday in April through October 31.
- (73) **Crocker Lake (Jefferson County):** Game fish: Statewide minimum length/daily limit, except: Closed to trout fishing.
- (74) **Cushman Lake (Mason County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Kokanee: Minimum length 8 inches and maximum length 18 inches.
- (b) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (c) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (d) Channel catfish: Daily limit 10; no size restriction.
- (e) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

- (75) **Dakota Creek (Whatcom County)**: From the mouth to Giles Road Bridge.
- (a) Open the Saturday before Memorial Day through December 31.
 - (b) Selective gear rules.
- (76) **De Coursey Pond (Pierce County)**: Open the fourth Saturday in April through October 31 to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (77) **Deer Creek (Mason County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (78) **Deer Creek (Snohomish/Skagit counties) (Tributary to the N.F. Stillaguamish) and all tributaries**: Closed waters.
- (79) **Deer Lake (Island County)**: Open the fourth Saturday in April through October 31.
- (80) **Deer Lake (Mason County)**: Open the fourth Saturday in April through October 31.
- (81) **Deschutes River (Thurston County)**: From Old Highway 99 Bridge upstream:
- (a) Selective gear rules.
 - (b) Game fish:
 - (i) Open year-round.
 - (ii) Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
 - (c) Salmon:
 - (i) Open year-round.
 - (ii) Daily limit 6; up to 2 may be adults.
 - (iii) Release coho.
- (82) **Devereaux Lake (Mason County)**: Open the fourth Saturday in April through October 31.
- (83) **Dewatto River (Mason County)**:
- (a) From the mouth to Dewatto-Holly Road Bridge:
 - (i) Open the Saturday before Memorial Day through August 15.
 - (ii) Selective gear rules.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
 - (b) From Dewatto-Holly Road Bridge upstream:
 - (i) Selective gear rules.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (84) **Dogfish Creek (Kitsap County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (85) **Don Lake (also known as "Clara Lake") (Mason County)**: Open the fourth Saturday in April through October 31.
- (86) **Dosewallips River (Jefferson County)**:
- (a) From the mouth to Highway 101 Bridge:
 - (i) Open the Saturday before Memorial Day through August 31.
 - (ii) Selective gear rules.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
 - (iv) Salmon:
 - (A) Open November 1 through December 15.
 - (B) Limit 2 chum only.

(b) From Highway 101 Bridge to Olympic National Park boundary about three-quarters of a mile downstream of the falls:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(87) **Duckabush River (Jefferson County):**

(a) From the mouth to Mason County PUD #1 overhead distribution line:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iv) Salmon:

(A) Open November 1 through December 15.

(B) Daily limit 2 chum only.

(b) From Mason County PUD #1 overhead distribution line to the Olympic National Park boundary:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(88) **Echo Lake (Snohomish County):** Open the fourth Saturday in April through October 31.

(89) **Eglon Creek (Kitsap County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(90) **Elson Creek (Thurston County):** Closed waters.

(91) **Erdman Lake (Mason County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(92) **Erickson Pond (Kitsap County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(93) **Erickson Reservoir (Kitsap County):** Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(94) **Erie Lake (Skagit County)**: Open the fourth Saturday in April through October 31.

(95) **Fawn Lake (Upper and Lower) (Mason County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(96) **Fazon Lake (Whatcom County)**: It is unlawful to fish from any floating device from the first Friday in October through January 27.

(97) **Finch Creek (Mason County)**: Anglers with disabilities who permanently use a wheelchair and possess a designated harvester companion card may fish from the ADA accessible site at the Hoodspout Salmon Hatchery, so long as those anglers follow all applicable rules of the adjoining waters of Marine Area 12.

(98) **Finney Creek (Skagit County)**: From the mouth up to the USFS 17 road bridge: Closed waters.

(99) **Fisher Creek Slough (Skagit County)**: From the mouth to the I-5 Bridge: Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(100) **Fortson Mill Pond #1 (Snohomish County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(101) **Fortson Mill Pond #2 (Snohomish County)**:

(a) Open the fourth Saturday in April through October 31 for juvenile anglers only.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iii) Channel catfish: Daily limit 10; no size restriction.

(iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(102) **Fulton Creek (Mason County)**: From the mouth to falls at river mile 0.8:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(103) **Geneva Lake (King County)**: Open the fourth Saturday in April through October 31.

(104) **Gibbs Lake (Jefferson County)**:

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 1; minimum length 18 inches.

(ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iv) Channel catfish: Daily limit 10; no size restriction.

(v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(105) **Gissberg Pond, North (Snohomish County)**: Open for juvenile anglers only.

(106) **Goat Ranch Pond (Mason County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(107) **Goldsborough Creek and tributaries (Mason County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(108) **Goodwin Lake (Snohomish County)**: Chumming is permissible.

(109) **Goss Lake (Island County)**: Open the fourth Saturday in April through October 31.

(110) **Gorst Creek (Kitsap County)**:

(a) Open the Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(111) **Grandy Lake (Skagit County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(112) **Granite Lakes (near Marblemount) (Skagit County)**: Game fish: Statewide minimum length/daily limit, except: Release Grayling.

(113) **Grass Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(114) **Green (Duwamish) River (King County)**:

(a) From an east-west line extending through the southernmost tip of Harbor Island to Tukwila International Boulevard/Old Highway 99:

(i) Open for game fish the Saturday before Memorial Day through July 31.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

- (iii) In years ending in odd numbers, open for game fish and salmon August 20 through December 31:
- (A) Anti-snagging rules.
 - (B) Night closure.
 - (C) Daily limit 6 salmon of which no more than 3 may be any combination of adult coho and adult chum.
 - (I) Release Chinook.
 - (II) Salmon minimum length 12 inches.
 - (III) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) In years ending in even numbers, open for game fish and salmon September 1 through December 31:
- (A) Anti-snagging rules.
 - (B) Night closure.
 - (C) Salmon: Daily limit 6 salmon of which no more than 3 adults may be retained. Release Chinook.
 - (D) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (b) From Tukwila International Boulevard/Old Highway 99 to the South 212th Street Bridge:
- (i) Open for game fish the Saturday before Memorial Day through July 31.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) In years ending in odd numbers: Open for salmon and game fish August 20 through December 31:
- (A) Anti-snagging rules.
 - (B) Night closure.
 - (C) Salmon: Daily limit 6; up to 3 may be any combination of adult coho, chum, or (~~adult~~) Chinook. Up to 2 of the daily limit may be Chinook, anglers must keep the first 2 Chinook caught.
 - (D) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iv) In years ending in even numbers, open for game fish and salmon September 1 through December 31:
- (A) Anti-snagging rules.
 - (B) Night closure.
 - (C) Salmon: Daily limit 6; up to 3 may be adults of which up to 2 of the daily limit may be Chinook. Anglers must keep the first 2 adult Chinook caught.
 - (D) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (c) From the South 212th Street Bridge to the Highway 18 East-bound Bridge:
- (i) Open for game fish the Saturday before Memorial Day through August 15.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) In years ending in odd numbers, open for game fish and salmon September 16 through December 31:
- (A) Anti-snagging rules.
 - (B) Night closure.
 - (C) Salmon: Daily limit 6; up to 3 may be any combination of adult coho and adult chum. Release Chinook.
 - (D) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) In years ending in even numbers, open for game fish and salmon October 1 through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(C) Salmon: Daily limit 6; up to 3 adults may be retained. Release Chinook.

(D) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(d) From Highway 18 Eastbound Bridge to the Auburn-Black Diamond Road Bridge: Closed waters.

(e) From the Auburn-Black Diamond Road Bridge to Tacoma Municipal Watershed Boundary Marker (1.3 miles downstream of Tacoma Headworks Dam):

(i) From 150 feet upstream and 150 feet downstream from a point directly across the river from the mouth of Keta Creek (Crisp) including both banks of the river: Closed waters.

(ii) Open for game fish the Saturday before Memorial Day through September 15.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Open for game fish and salmon November 1 through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(C) Daily limit 6; up to 3 may be adults. Release Chinook.

(D) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(f) From Tacoma Municipal Watershed Boundary Marker (1.3 miles downstream of Tacoma Headworks Dam) to Friday Creek: Closed waters.

(115) **Greenwater River (King County)**: From the mouth to Greenwater Lakes:

(a) Open December 1 through last day in February for whitefish only.

(b) Whitefish gear rules.

(116) **Grovers Creek (Kitsap County)**:

(a) Open the Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(117) **Hamma Hamma River (Mason County)**: From the mouth to 400 feet below the falls:

(a) Open the Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(118) **Hancock Lake (King County)**: It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(119) **Harvey Creek (Snohomish County)**: Closed waters.

(120) **Haven Lake (Mason County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iii) Channel catfish: Daily limit 10; no size restriction.

(iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(121) **Heart Lake (near Anacortes) (Skagit County)**: Open the fourth Saturday in April through October 31.

(122) **Heins Lake (Kitsap County)**: Closed waters.

(123) **Hicks Lake (Thurston County)**: Open the fourth Saturday in April through October 31.

(124) **Horseshoe Lake (Jefferson County)**:

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(125) **Horseshoe Lake (King County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(126) **Horseshoe Lake (Kitsap County)**: Open the fourth Saturday in April through October 31.

(127) **Howard Lake (Snohomish County)**: Open the fourth Saturday in April through October 31.

(128) **Howell Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(129) **Hozomeen Lake (Whatcom County)**: It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(130) **Illahee Creek (Kitsap County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(131) **Isabella Lake (Mason County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(132) **Issaquah Creek (King County)**: Open the Saturday before Memorial Day through August 31.

(133) **Jackson Lake (Pierce County)**: Open the fourth Saturday in April through October 31.

(134) **Jennings Park Pond (Snohomish County)**: Open for juvenile anglers, senior anglers and anglers with a disability who possess a designated harvester companion card.

(135) **Jimmy-come-lately Creek (Clallam County)**: From the mouth to the confluence with East Fork. Open the Saturday before Memorial Day through August 31.

(136) Johns Creek (Mason County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(137) Joy, Lake (King County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(138) Kapowsin, Lake (Pierce County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(139) Keefe Lake (Whatcom County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(140) Kendall Creek (Whatcom County) (N.F. Nooksack tributary): From the mouth through the hatchery to the hatchery boundary fence: Closed waters.

(141) Kennedy Creek (Mason County):

(a) From the mouth to Highway 101 Bridge:

(i) Open the Saturday before Memorial Day through September 30.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(iii) Salmon: Closed.

(b) From Highway 101 Bridge upstream:

(i) Open the Saturday before Memorial Day through September 30.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(142) Ki Lake (Snohomish County): Open the fourth Saturday in April through October 31.

(143) Kings Lake Bog (King County): Closed waters.

(144) Kitsap Creek (Kitsap County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(145) Kitsap Lake (Kitsap County): Game fish: Statewide minimum length/daily limit, except:

- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (146) **Koeneman Lake (Fern Lake) (Kitsap County):**
- (a) Open the fourth Saturday in April through October 31.
- (b) Selective gear rules.
- (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (d) Release all fish.
- (147) **Langlois Lake (King County):** Open the fourth Saturday in April through October 31.
- (148) **Larsen Lake (King County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (149) **LeBar Creek (Mason County):** From the mouth to the falls at river mile 1: Closed waters.
- (150) **Lilliwaup River (Mason County):** From the mouth to 200 feet below the falls:
- (a) Open the Saturday before Memorial Day through August 31.
- (b) Selective gear rules.
- (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (151) **Limerick Lake (Mason County):**
- (a) Open the fourth Saturday in April through October 31.
- (b) Game fish: Statewide minimum length/daily limit, except:
- (i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (iii) Channel catfish: Daily limit 10; no size restriction.
- (iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (152) **Little Menzel Lake (Snohomish County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (153) **Little Quilcene River (Jefferson County):** From the mouth to the Little Quilcene River Bridge on Penny Creek Road:

- (a) From the mouth to the Highway 101 Bridge: Open the Saturday before Memorial Day through August 31.
- (b) Selective gear rules.
- (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (154) **Little Scandia Creek (Kitsap County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (155) **Lois Lakes (Thurston County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (156) **Lone Lake (Island County):**
- (a) Selective gear rules.
- (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (c) Game fish: Statewide minimum length/daily limit, except:
- (i) Trout: Daily limit 1; minimum length 18 inches.
- (ii) Grass carp: No limit for anglers and bow and arrow fishing.
- (157) **Long Lake (Kitsap County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (158) **Long's Pond (Thurston County):** Open for juvenile anglers, senior anglers and anglers with a disability who possess a designated harvester companion card only.
- (159) **Maggie Lake (Mason County):** Open the fourth Saturday in April through October 31.
- (160) **Malaney Creek (Mason County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (161) **Margaret Lake (King County):** Open the fourth Saturday in April through October 31.
- (162) **Martha Lake (Alderwood Manor) (Snohomish County):** Open the fourth Saturday in April through October 31.
- (163) **Martha Lake (Warm Beach) (Snohomish County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (164) **Mashel River (Pierce County):** Closed waters.
- (165) **Mason Lake (Mason County):** Game fish: Statewide minimum length/daily limit, except:

- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (166) **McAllister Creek (Thurston County):**
- (a) Open the Saturday before Memorial Day through November 15.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (c) Salmon:
- (i) Open July 1 through November 15.
- (ii) Daily limit 6; up to 2 may be adults.
- (iii) Release chum, wild coho, and wild Chinook.
- (167) **McLane Creek (Thurston County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (c) Night closure.
- (168) **McMurray Lake (Skagit County):**
- (a) Open the fourth Saturday in April through October 31.
- (b) Game fish: Statewide minimum length/daily limit, except:
- (i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (iii) Channel catfish: Daily limit 10; no size restriction.
- (iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (c) Landlocked salmon rules.
- (169) **Melbourne Lake (Mason County):** Open the fourth Saturday in April through October 31.
- (170) **Mill Creek (Mason County):**
- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (171) **Mill Pond (Auburn) (King County):** Open for juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (172) **Millers Pond (King County):** Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (173) **Minter Creek (Pierce/Kitsap counties):** From the mouth to the fishing boundary markers approximately 50 feet downstream of the hatchery rack:
- (a) Open for salmon September 1 through December 31.
- (b) Night closure.

(c) Anti-snagging rules.

(d) Daily limit 6; up to 4 may be adults, of which only 2 may be coho or Chinook. Release wild coho.

(e) Game fish: Closed.

(174) Mission Lake (Kitsap County):

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iii) Channel catfish: Daily limit 10; no size restriction.

(iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(175) Mission Lower Pond (Kitsap County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(176) Monte Cristo Lake (Snohomish County):

(a) Open June 1 through August 31.

(b) Selective gear rules.

(c) Release all fish except hatchery steelhead.

(177) Muck Lake (Pierce County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(178) Mud Lake (Mason County): Open the fourth Saturday in April through October 31.

(179) Munn Lake (Thurston County):

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Release all fish.

(180) Nisqually River (Pierce County):

(a) From the mouth to Military Tank Crossing Bridge:

(i) Anti-snagging rules.

(ii) Night closure.

(iii) Barbless hooks are required.

(iv) Open July 1 through November 15. From August ((7)) 6 through August 30, Wednesdays through Saturdays only. Closed ((August-24,)) August 31((, and September 1)). From September ((4)) 3 through November ((7)) 15, Tuesdays through Saturday only.

(v) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(vi) Salmon:

(A) Daily limit 6; up to 2 may be adults.

(B) Release chum, wild coho, and wild Chinook.

(b) From Military Tank Crossing Bridge to 400 feet below La Grande Powerhouse:

(i) Open July 1 through October 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(181) Nisqually River tributaries downstream of Alder Dam not otherwise listed (Pierce County):

(a) Open July 1 through October 31.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(182) Nooksack River (Whatcom County):

(a) From the Lummi Indian Reservation boundary to the ((yellow marker at the FFA High School barn at Deming)) Highway 544 Bridge in Everson:

(i) Open the Saturday before Memorial Day through January 31.

(ii) From the Saturday before Memorial Day through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Steelhead:

(A) Open the Saturday before Memorial Day through September 30: Statewide minimum size/daily limit.

(B) From October 1 through December 31: Closed to retention.

(C) Open January 1 through January 31: Statewide minimum size/daily limit.

(v) Salmon:

(A) Open August 1 through September 30:

(I) Daily limit 4; ((of which)) up to 2 may be wild coho and up to 2 may be hatchery Chinook.

(II) Release chum, pink, and wild Chinook.

(B) Open October 1 through December 31:

(I) Daily limit 4; ((of which)) up to 2 may be wild coho and up to 2 may be Chinook.

(II) Release chum and pink.

(b) From the Highway 544 Bridge in Everson to the yellow marker at the FFA High School barn in Deming ((to the confluence of the forks)):

(i) Open October 1 through January 31.

(ii) ((October)) August 1 through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Steelhead:

(A) From October 1 through December 31: Closed to retention.

(B) Open January 1 through January 31: Statewide minimum size/daily limit.

(v) Salmon:

(A) Open August 1 through September 30:

(I) Daily limit 4; up to 2 may be wild coho and up to 2 may be hatchery Chinook.

(II) Release chum, pink, and wild Chinook.

(B) Open October 1 through ~~(December)~~ October 31:

~~((B))~~ (I) Daily limit 4; up to 2 may be wild coho and up to 2 may be Chinook.

~~((C))~~ (II) Release chum and pink.

(C) Open November 1 through November 30: Daily limit 4; up to 2 may be wild coho, up to 2 may be Chinook, and up to 1 may be a chum.

(D) Open December 1 through December 31:

(I) Daily limit 4; up to 2 may be wild coho.

(II) Release chum.

(c) From the yellow marker at the FFA High School barn in Deming to the confluence of the forks:

(i) Open October 1 through January 31.

(ii) August 1 through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Steelhead:

(A) From October 1 through December 31: Closed to retention.

(B) Open January 1 through January 31: Statewide minimum size/daily limit.

(v) Salmon:

(A) Open October 1 through October 31:

(I) Daily limit 4; up to 2 may be wild coho.

(II) Release chum and pink.

(B) Open November 1 through November 30: Daily limit 4; up to 2 may be wild coho and up to 1 may be a chum.

(C) Open December 1 through December 31:

(I) Daily limit 4; up to 2 may be wild coho.

(II) Release chum.

(183) Nooksack River, North Fork (Whatcom County):

(a) From the mouth to the Highway 9 Bridge: Closed waters.

(b) From the Highway 9 Bridge to the yellow marker at the upstream side of Kendall Hatchery:

(i) Open the Saturday before Memorial Day through February 15.

(ii) The Saturday before Memorial Day through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(iii) November 1 through February 15: It is unlawful to fish from a floating device equipped with a motor.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Steelhead:

(A) Open the Saturday before Memorial Day through September 30: Statewide minimum size/daily limit.

(B) From October 1 through December 31: Closed.

(C) Open January 1 through February 15: Statewide minimum size/daily limit.

(vi) Salmon:

(A) Open October 1 through November 30.

(B) Daily limit 4; up to 2 may be wild coho.

(C) Release chum and pink.

(c) From the yellow marker at the upstream side of Kendall Hatchery to Maple Creek:

(i) Open the Saturday before Memorial Day through February 15.

(ii) From the Saturday before Memorial Day through December 31:

(A) Anti-snagging rules.

(B) Night closure.

(iii) November 1 through February 15: It is unlawful to fish from a floating device equipped with a motor.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Steelhead:

(A) Open the Saturday before Memorial Day through September 30: Statewide minimum size/daily limit.

(B) From October 1 through December 31: Closed to retention.

(C) Open January 1 through February 15: Statewide minimum size/daily limit.

(vi) Salmon:

(A) Open October 1 through November 30.

(B) Daily limit 4; up to 2 may be wild coho.

(C) Release chum and pink.

(d) From Maple Creek to Nooksack Falls:

(i) Open the Saturday before Memorial Day through January 31.

(ii) Selective gear rules.

(iii) November 1 through January 31: It is unlawful to fish from a floating device equipped with a motor.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(184) **Nooksack River, Middle Fork (Whatcom County)**: From the mouth to the former city of Bellingham diversion dam:

(a) November 1 through January 31: It is unlawful to use motors.

(b) Open the Saturday before Memorial Day through January 31.

(c) Selective gear rules.

(d) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(185) **Nooksack River, South Fork (Skagit/Whatcom counties)**:

(a) From the mouth to Skookum Creek:

(i) Open October 1 through January 31.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iii) Only one single-point hook allowed.

(iv) From October 1 through December 31: Night closure.

(v) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(vi) Steelhead:

(A) From October 1 through December 31: Closed to retention.

(B) Open January 1 through January 31: Statewide minimum size/daily limit.

(vii) Salmon:

(A) Open October 1 through October 15:

(I) Daily limit 6; of which up to 2 may be wild coho or 2 hatchery Chinook or 1 of each.

(II) Release chum, pink, and wild Chinook.

(B) Open October 16 through December 31:

(I) Daily limit 6; of which up to 2 may be wild coho or 2 Chinook or 1 of each.

(II) Release chum.

(b) From Skookum Creek upstream to Wanlick Creek: Closed waters.

(c) Upstream from and including Wanlick Creek, including all tributaries:

(i) Open the Saturday before Memorial Day through October 31 for fly fishing only.

(ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(186) **North Lake (King County)**: Open the fourth Saturday in April through October 31.

(187) **Northern State Hospital Pond (Skagit County)**: Open for juvenile anglers only.

(188) **Ohop Lake (Pierce County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(189) **Olalla Creek (Kitsap County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(190) **Old Fishing Hole Pond (Kent, King County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card.

(191) **Osborne Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(192) **Padden Lake (Whatcom County)**: Open the fourth Saturday in April through October 31.

(193) **Panther Lake (Kitsap/Mason counties)**: Open the fourth Saturday in April through October 31.

(194) **Panther Lake (Snohomish County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(195) **Pass Lake (Skagit County)**:

(a) Fly fishing only.

(b) All motors prohibited.

(c) Game fish: Statewide minimum length/daily limit, except: Release all trout.

(196) **Perry Creek (Thurston County)**: From the mouth to the falls:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(197) **Phillips Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(198) **Pilchuck Creek (Snohomish County)**:

(a) From the mouth to the Highway 9 Bridge:

(i) Open September (4) 16 through January 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From the Highway 9 Bridge to Pilchuck Falls:

(i) Open the Saturday before Memorial Day through January 31.

(ii) From the Saturday before Memorial Day through November 30; selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(199) **Pilchuck River (Snohomish County):**

(a) From the mouth to (~~500 feet downstream from~~) the concrete wall remnant of the Snohomish City diversion dam site:

(i) Open from December 1 through January 31.

(ii) It is unlawful to fish from any floating device.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From (~~500 feet downstream from~~) the concrete wall remnant of the Snohomish City diversion dam site upstream: Closed waters.

(200) **Pine Lake (King County):** Open the fourth Saturday in April through October 31.

(201) **Pioneer Ponds (tributary to Stillaguamish River) (Snohomish County):** Closed waters.

(202) **Pipers Creek (King County) and tributaries:** Closed waters.

(203) **Portage Creek (Snohomish County):** Closed waters.

(204) **Prices Lake (Mason County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Release all fish.

(205) **Puyallup River (Pierce County):**

(a) From the 11th Street Bridge to 400 feet downstream of Clarks Creek:

(i) From August 16 through September 30 all waters open Wednesdays through Saturdays.

(A) Anti-snagging rules.

(B) Night closure.

(C) Barbless hooks are required.

(ii) Open (~~for game fish~~) August 16 through September 30.

(A) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

~~((iii))~~ (B) Salmon: (~~Open August 16 through September 30.~~

~~(A))~~ Daily limit 6; up to ((2)) 4 may be adults, of which up to 2 may be hatchery Chinook or coho or 1 of each.

~~((B))~~ (C) Release chum and wild Chinook.

(iii) From October 1 through October 31:

(A) Anti-snagging rules.

(B) Night closure.

(C) Barbless hooks are required.

(iv) Open October 1 through October 31.

(A) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(B) Salmon: Daily limit 6; up to 4 may be adults; up to 2 may be hatchery Chinook or coho or one of each. Release chum and wild Chinook.

(b) From 400 feet downstream to 400 feet upstream of Clarks Creek: Closed waters.

(c) From 400 feet upstream of Clarks Creek to East Main Bridge:

(i) From August 16 through September 30 all waters open Wednesdays through Saturdays.

(A) Anti-snagging rules.

(B) Night closure.

(C) Barbless hooks are required.

(ii) ~~((Game fish:))~~ Open August 16 through September 30:

(A) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

~~((iii))~~ (B) Salmon: ((Open August 16 through September 30.

~~(A))~~ Daily limit 6; up to 2 may be adults. ~~((B))~~ Release chum and wild Chinook.

(iii) From October 1 through October 31:

(A) Anti-snagging rules.

(B) Night closure.

(C) Barbless hooks are required.

(iv) Open October 1 through October 31.

(A) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(B) Salmon: Daily limit 6; up to 4 may be adults; up to 2 may be hatchery Chinook or coho or one of each. Release chum and wild Chinook.

(d) From East Main Bridge to Carbon River:

(i) From August 16 through September 30 open Wednesdays through Saturdays:

(A) Anti-snagging rules.

(B) Night closure.

(C) Barbless hooks are required.

(ii) ~~((Game fish:~~

~~(A))~~ Open August 16 through September 30.

~~((B))~~ (A) Game fish: Statewide minimum length/daily limit except: Release cutthroat trout and wild rainbow trout.

~~((iii))~~ (B) Salmon: ((A) Open August 16 through September 30.

~~(B))~~ Daily limit 6; up to 2 may be adults. ~~((C))~~ Release chum and wild Chinook.

(iii) From October 1 through October 31:

(A) Anti-snagging rules.

(B) Night closure.

(C) Barbless hooks are required.

(iv) Open October 1 through October 31:

(A) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(B) Salmon: Daily limit 6; up to 4 may be adults; up to 2 may be hatchery Chinook or coho or one of each. Release chum and wild Chinook.

(e) From Carbon River upstream:

(i) Open the Saturday before Memorial Day through January 15.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(206) **Raging River (King County):** From the mouth to the Highway 18 Bridge:

(a) Open the Saturday before Memorial Day through January 31.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(207) **Rapjohn Lake (Pierce County):** Open the fourth Saturday in April through October 31.

(208) **Rattlesnake Lake (King County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(209) **Ravensdale Lake (King County):**

- (a) Selective gear rules.
- (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 2; minimum length 14 inches.
 - (ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (iv) Channel catfish: Daily limit 10; no size restriction.
 - (v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (210) **Riley Lake (Snohomish County)**: Open the fourth Saturday in April through October 31.
- (211) **Robbins Lake (Mason County)**: Open the fourth Saturday in April through October 31.
- (212) **Rocky Creek (Mason County)**:
 - (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat and wild rainbow trout.
- (213) **Roesiger Lake (Snohomish County)**: Game fish: statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.
- (214) **Ross Lake (Reservoir) (Whatcom County)**:
 - (a) Open July 1 through October 31.
 - (b) Selective gear rules.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout except eastern brook trout: Daily limit 1; minimum length 16 inches.
 - (ii) Eastern brook trout: Daily limit 5; no minimum size.
- (215) **Ross Lake tributary streams, and their tributaries, except Big Beaver Creek and Ruby Creek (Whatcom County)**:
 - (a) From mouth to one mile upstream: Closed waters.
 - (b) From one mile above the mouths to the headwaters: Open July 1 through October 31.
- (216) **Ruby Creek (Whatcom County)**: Closed waters.
- (217) **Ruby Creek tributaries (Whatcom County)**: Open July 1 through October 31.
- (218) **Salmon Creek and all forks (Jefferson/Clallam counties)**: Closed waters.
- (219) **Salmonberry Creek (Kitsap County)**:
 - (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (220) **Samish Lake (Whatcom County)**: Game fish: Statewide minimum length/daily limit, except:
 - (a) Cutthroat trout: Daily limit 2; minimum length 14 inches.
 - (b) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (c) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (d) Channel catfish: Daily limit 10; no size restriction.
 - (e) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (221) **Samish River (Skagit County)**:
 - (a) From the mouth to the Thomas Road Bridge:

- (i) Open the Saturday before Memorial Day through September 13 and (~~October~~) November 1 through November 30.
- (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) From August 1 through November 30:
 - (A) Night closure.
 - (B) It is unlawful to use anything other than one single-point hook.
- (iv) Salmon:
 - (A) Open August 1 through September 13.
 - (B) Daily limit 2(~~+~~).
 - (I) Anglers may only retain fish hooked inside the mouth.
 - (II) Stationary gear restriction.
 - (C) Release chum, pink, and wild coho.
 - (b) From Thomas Road Bridge to the I-5 Bridge:
 - (i) Open the Saturday before Memorial Day through July 31 and (~~October~~) November 1 through November 30.
 - (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (iii) (~~August~~) November 1 through November 30:
 - (A) Night closure.
 - (B) It is unlawful to use anything other than one single-point hook.
 - (c) From the I-5 Bridge to the Old Highway 99 Bridge:
 - (i) Open the Saturday before Memorial Day through (~~August 30~~) July 31.
 - (ii) Selective gear rules.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (d) From the Old Highway 99 Bridge to the Samish hatchery salmon rack: Closed waters.
 - (e) From upstream of the Samish hatchery rack to Hickson Bridge:
 - (i) Open the Saturday before Memorial Day through November 30.
 - (ii) Selective gear rules.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
 - (222) **Sammamish Lake (King County):**
 - (a) Closed waters within 100 yards of the mouth of Issaquah Creek August 16 through November 30.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Release all kokanee.
 - (ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (iv) Channel catfish: Daily limit 10; no size restriction.
 - (v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
 - (c) December 1 through June 30: Release all steelhead and rainbow trout over 20 inches in length.
 - (d) Landlocked salmon rules apply for December 1 through May 31. Hatchery coho only may be retained as part of the trout daily limit under the landlocked salmon rules, minimum length 12 inches.
 - (e) Salmon: Open October 1 through November 30: Daily limit 4 coho only. Release all other salmon.

- (223) **Sammamish River (Slough) (King County)**: From the 68th Avenue N.E. Bridge to Lake Sammamish:
- (a) Open from January 1 through August 31.
 - (b) Selective gear rules.
 - (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (224) **Sandyshore Lake (Jefferson County)**: Open the fourth Saturday in April through October 31.
- (225) **Sauk River (Skagit/Snohomish counties)**:
- (a) Selective gear rules.
 - (b) Release all fish except hatchery steelhead.
 - (c) From the mouth to Darrington Bridge:
 - (i) Open June 1 through January 31.
 - (ii) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) From Darrington Bridge to the mouth of the White Chuck River: Open June 1 through January 31.
 - (e) From the Whitechuck River to the headwaters, including the North Fork from mouth to North Forks Falls and the South Fork from mouth to Elliot Creek: Open June 1 through October 31.
 - (f) In the South Fork upstream from Elliot Creek: Open June 1 through August 31.
- (226) **Sawyer Lake (King County)**:
- (a) Chumming is permissible.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (iii) Channel catfish: Daily limit 10; no size restriction.
 - (iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (227) **Schneider Creek (Thurston County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (228) **Serene Lake (Snohomish County)**: Open the fourth Saturday in April through October 31.
- (229) **Shady Lake (King County)**: Open the fourth Saturday in April through October 31.
- (230) **Shannon, Lake (Skagit County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Chumming is permissible.
 - (c) Game fish: Statewide minimum length/daily limit, except: Kokanee: Minimum length 8 inches.
- (231) **Shelton Creek (Mason County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (232) **Sherwood Creek (Mason County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (233) **Sherwood Creek Mill Pond (Mason County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Trout: Daily limit 2; minimum length 14 inches.

(b) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(c) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(d) Channel catfish: Daily limit 10; no size restriction.

(e) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(234) **Shoe Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(235) **Silent Lake (Jefferson County)**: Open the fourth Saturday in April through October 31.

(236) **Silver Lake (Pierce County)**: Open the fourth Saturday in April through October 31.

(237) **Silver Lake (Whatcom County)**: Open the fourth Saturday in April through October 31.

(238) **Sixteen Lake (Skagit County)**: Open the fourth Saturday in April through October 31.

(239) **Skagit River (Skagit/Whatcom counties)**:

(a) From the mouth to the Memorial Highway Bridge (Highway 536 at Mt. Vernon):

(i) Open March 1 through January 31.

(ii) From March 1 through August ((31)) 13:

(A) Selective gear rule except anglers fishing for sturgeon must use bait.

(B) It is unlawful to use hooks other than those measuring 1/2 inch or less from point to shank, except anglers fishing for sturgeon may use single-point barbless hooks of any size.

(iii) ((September 1)) From August 14 through October 31: Night closure.

(iv) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Dolly Varden/Bull Trout: Minimum length of 20 inches as part of the trout limit.

(vi) Salmon:

(A) Open ((September 1)) August 14 through ((October)) August 31: Daily limit 2 pink salmon. Release ((Chinook and chum)) all other salmon.

(B) Open September 1 through October 31: Daily limit 2 salmon. Release Chinook, chum, and wild coho.

(b) From Memorial Highway Bridge (Highway 536 at Mt. Vernon) upstream to Gilligan Creek:

(i) Open June 1 through January 31.

(ii) ((July 1)) From June 16 through July 15, August 14 through August 31, and September 1 through October 31: Night closure.

(iii) From June 1 through August ((31)) 13:

(A) Selective gear rules except for sturgeon.

(B) It is unlawful to use hooks other than those measuring 1/2 inch or less from point to shank, except anglers fishing for sturgeon may use single-point barbless hooks of any size.

(iv) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(v) Dolly Varden/Bull Trout: Minimum length of 20 inches as part of the trout limit.

(vi) Salmon:

(A) Open July 1 through July 15:

(I) Daily limit ((2)) 3 sockeye only.

- (II) Release all other salmon.
- (B) Open August 14 through August 31:
- (I) Daily limit 2 pink only.
- (II) Release all other salmon.
- (C) Open September 1 through October 31:
- (I) Daily limit 2 salmon.
- (II) Release Chinook (~~(and)~~), chum, and wild coho.
- (c) From Gilligan Creek to The Dalles Bridge at Concrete:
- (i) Open June 1 through January 31.
- (ii) From June 1 through August 31:
- (A) Selective gear rules.
- (B) It is unlawful to use hooks other than those measuring 1/2 inch or less from point to shank.
- (iii) From June 1 through October 31: Night closure.
- (iv) From September 1 through September 30:
- (A) Single-point barbless hooks only.
- (B) Bait is prohibited.
- (v) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (~~(v)~~) (vi) Dolly Varden/Bull Trout: Minimum length of 20 inches as part of the trout limit.
- (~~(vi)~~) (vii) Salmon:
- (A) Open July 1 through July 15:
- (I) Daily limit (~~(2)~~) 3 sockeye only.
- (II) Release all other salmon.
- (B) Open September 1 through October 31:
- (I) Daily limit 2 salmon.
- (II) Release Chinook (~~(and)~~), chum, and wild coho.
- (d) From The Dalles Bridge at Concrete to the Highway 530 Bridge at Rockport:
- (i) Open June 1 through January 31.
- (ii) June 1 through (~~(August 31)~~) September 15: Closed waters between a line projected across the thread of the river 200 feet above the east bank of the Baker River to a line projected across the thread of the river 200 feet below the west bank of the Baker River.
- (iii) From June 1 through (~~(August 31)~~) September 15:
- (A) Selective gear rules.
- (B) It is unlawful to use hooks other than those measuring 1/2 inch or less from point to shank.
- (iv) From June 1 through October 31: Night closure.
- (v) From September 16 through September 30:
- (I) Single-point barbless hooks are required.
- (II) Bait is prohibited.
- (vi) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (~~(vi)~~) (vii) Dolly Varden/Bull Trout: Minimum length of 20 inches as part of the trout limit.
- (~~(vii)~~) (viii) Salmon: Open September (~~(1)~~) 16 through October 31: Daily limit 2 salmon. Release Chinook (~~(and)~~), chum, and wild coho.
- (e) From the Highway 530 Bridge at Rockport to the Cascade River Road (Marblemount Bridge):
- (i) Open June 1 through January 31:
- (~~(A)~~) (ii) From June 1 through July 15; anti-snagging rules.
- (~~(B)~~) (iii) From June 1 (~~(through July 15 and September 1)~~) through October (~~(15)~~) 31: Night closure.

~~((C))~~ (iv) From July 16 through ~~(August 31)~~ September 15: Selective gear rules and it is unlawful to use hooks other than those measuring 1/2 inch or less from point to shank.

~~((ii))~~ (v) From September 16 through September 30:

(A) Single-point barbless hooks are required.

(B) Bait is prohibited.

(vi) Salmon:

(A) Open July 1 through July 15: Daily limit 4 hatchery Chinook only; up to 2 may be adults.

(B) Open September ~~(1)~~ 16 through October 31: Daily limit 2. Release Chinook ~~(and)~~, chum, and wild coho.

(f) From Cascade River Road to the Gorge Powerhouse:

(i) Open June 1 through January 31.

(ii) Selective gear rules.

(iii) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(iv) Release all fish except hatchery steelhead.

(240) Skokomish River (Mason County):

(a) From the mouth to the city of Tacoma PUD overhead distribution lines: Closed waters.

(b) From the city of Tacoma PUD overhead distribution lines to the Bonneville Transmission lines west of Highway 101: Closed waters.

(c) From the Bonneville Transmission lines west of Highway 101 to the forks:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release steelhead, cutthroat trout, and wild rainbow trout.

(241) Skokomish River, North Fork (Mason County):

(a) From the mouth to the lower dam:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release steelhead, cutthroat trout, and wild rainbow trout.

(b) Above Lake Cushman, from the mouth to Olympic National Park boundary:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(iii) Release all fish.

(242) Skokomish River, South Fork (Mason County):

(a) From the mouth to the mouth of LeBar Creek:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release steelhead, cutthroat trout, and wild rainbow trout.

(b) From LeBar Creek to Rule Creek: Closed waters.

(243) Skookum Creek (Mason County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(244) Skykomish River (Snohomish County):

(a) Game fish: Statewide minimum length/daily limit, except:

(i) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(ii) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.

(b) From the mouth to the mouth of Wallace River:

(i) Open the Saturday before Memorial Day through January 31.

(ii) From August 1 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(iii) From November 1 through January 31: It is unlawful to fish from any floating device from the boat ramp below Lewis Street Bridge at Monroe downstream 2,500 feet.

~~((iv) Salmon: Open the Saturday before Memorial Day through July 31: Daily limit 4 hatchery Chinook; up to 2 may be adults. Release all other salmon.))~~

(c) From the mouth of the Wallace River to High Bridge (Highway 2):

(i) Open November 1 through January 31 for game fish only.

(ii) From November 1 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(d) From High Bridge (Highway 2) to the forks:

(i) Open the Saturday before Memorial Day through February 15.

(ii) From August 1 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(C) Bait is prohibited.

(iii) From the Saturday before Memorial Day through February 15: It is unlawful to fish from any floating device in the area 1,500 feet upstream and 1,000 feet downstream of the outlet at Reiter Ponds.

(245) Skykomish River, North Fork (Snohomish County):

(a) From the mouth to 1,000 feet downstream of Bear Creek Falls:

(i) Open ~~((the Saturday before Memorial Day))~~ November 1 through January 31.

(ii) Selective gear rules.

(iii) Release all fish except hatchery steelhead.

(b) From 1000 feet downstream of Bear Creek Falls to Deer Falls and all tributaries: Closed waters.

(246) Skykomish River, South Fork (King/Snohomish counties):

(a) From the mouth to 600 feet downstream from the Sunset Falls fishway:

(i) Open the Saturday before Memorial Day through January 31.

(ii) From August 1 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From 600 feet downstream of Sunset Falls fishway to Sunset Falls: Closed waters.

(c) From Sunset Falls to the source:

(i) Open the Saturday before Memorial Day through the last day in February.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(d) All tributaries and their tributaries above Sunset Falls:

(i) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(ii) Selective gear rules.

(247) Snohomish River (Snohomish County):

(a) From the Burlington-Northern Railroad bridges to Highway 9 Bridge, including all channels, sloughs, and interconnected waterways, but excluding all tributaries:

(i) Sturgeon catch and release is permissible year-round.

(ii) From August 1 through November 30:

- (A) Anti-snagging rules; except anglers fishing for sturgeon may use single-point barbless hooks of any size.
- (B) Night closure.
- (iii) From September 16 through October 15:
- (A) Single-point barbless hooks are required.
- (B) Bait prohibited.
- (iv) Open the Saturday before Memorial Day through January 31.
- ~~((iv))~~ (v) Game fish: Statewide minimum length/daily limit, except:
- (A) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (B) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (vi) Salmon: Open September 16 through October 15:
- (A) Daily limit 4; up to 2 may be coho.
- (B) Release Chinook and chum.
- (b) From the Highway 9 Bridge to the confluence of the Skykomish and Snoqualmie rivers and all channels:
- (i) Open the Saturday before Memorial Day through January 31.
- (ii) From August 1 through November 30:
- (A) Anti-snagging rules.
- (B) Night closure.
- (iii) From September 16 through October 15:
- (A) Single-point barbless hooks are required.
- (B) Bait is prohibited.
- (iv) Game fish: Statewide minimum length/daily limit, except:
- (A) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (B) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (v) Salmon: Open September 16 through October 15:
- (A) Daily limit 4; up to 2 may be coho.
- (B) Release Chinook and chum.
- (248) Snoqualmie River (King County):**
- (a) From the mouth to Snoqualmie Falls:
- (i) From the Saturday before Memorial Day through November 30: Selective gear rules.
- (ii) From September 1 through November 30: Night closure.
- (iii) From the mouth to the boat ramp at the Plum access: Open the Saturday before Memorial Day through January 31.
- (iv) From the boat ramp at the Plum access to the falls: Open the Saturday before Memorial Day through February 15.
- (v) From November 1 through February 15: It is unlawful to fish from any floating device in the waters from the boat ramp at the Plum access to the mouth of Tokul Creek (about 1/4 mile).
- (vi) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (b) From Snoqualmie Falls upstream, including the North Fork, South Fork, all tributaries except Middle Fork and tributaries to the Middle Fork:
- (i) Selective gear rules.
- (ii) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (iii) Open the Saturday before Memorial Day through October 31.
- (iv) Open November 1 through the Friday before Memorial Day: Release all fish.

- (c) Middle Fork from the mouth to the source, including all tributaries:
- (i) Open year-round.
 - (ii) Selective gear rules.
 - (iii) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (iv) Release all fish.
- (249) **South Prairie Creek (Pierce County)**: From the mouth to the city of Buckley diversion dam: Closed waters.
- (250) **Spada Lake (Reservoir) (Snohomish County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 5; maximum length 12 inches.
- (251) **Spada Lake (Reservoir) tributaries (Snohomish County)**: Closed waters.
- (252) **Spanaway Lake and Spanaway Lake outlet downstream to the dam (approximately 800 feet) (Pierce County)**: Open year-round.
- (253) **Sprague Pond (Kitsap County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (c) Channel catfish: Daily limit 10; no size restriction.
 - (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (254) **Squalicum Lake (Whatcom County)**:
- (a) Fly fishing only.
 - (b) All motors prohibited.
 - (c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (255) **Squire Creek (Snohomish County) (N.F. Stillaguamish River tributary)**:
- (a) Open ((~~September~~) October 16 through October 31.
 - (b) Selective gear rules.
 - (c) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (256) **Steel Lake (King County)**: Open the fourth Saturday in April through October 31.
- (257) **Stetattle Creek (Whatcom County)**: From the mouth to Bucket Creek: Closed waters.
- (258) **Stevens, Lake (Snohomish County)**:
- (a) Chumming is permissible.
 - (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
 - (ii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
 - (iii) Channel catfish: Daily limit 10; no size restriction.
 - (iv) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(259) **Steilacoom Lake (Pierce County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(260) **Steves Lake (Stevens Lake) (Mason County)**: Open the fourth Saturday in April through October 31.

(261) **Stickney Lake (Snohomish County)**: Open the fourth Saturday in April through October 31.

(262) **Stillaguamish River (Snohomish County)**:

(a) From the mouth to Marine Drive, including all sloughs:

(i) Open year-round.

(ii) Night closure.

(iii) From August 1 through November 30: Anti-snagging rules, except anglers fishing for sturgeon may use single-point barbless hooks of any size.

(iv) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From Marine Drive to the forks:

(i) From the barrier dam (downstream of I-5) downstream 200 feet: Closed waters.

(ii) Open September ((1)) 16 through ((November 30)) October 31:

(A) Selective gear rules.

(B) Night closure.

(C) Release all game fish except hatchery steelhead.

(iii) Open from December 1 through January 31. Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(iv) Salmon: Open September ((1)) 16 through ((November 15)) October 31: Daily limit ((2)) 4; up to 2 may be coho ((only)). Release ((all other salmon)) Chinook and chum.

(263) **Stillaguamish River, North Fork (Snohomish County)**:

(a) From the North Fork mouth to ((the mouth of French Creek:

~~(i) It is unlawful to fish from any floating device upstream of the Highway 530 Bridge at mile post 28.8 (Cicero Bridge).~~

~~(ii)) Highway 530 Bridge at mile post 28.8 (Cicero Bridge):~~

(i) It is unlawful to fish from any floating device equipped with a motor downstream from the Highway 530 Bridge.

~~((iii))~~ (ii) Open the September 16 through November 30:

(A) Fly fishing only.

(B) ~~((From September 16 through November 30;))~~ Night closure.

(C) Release all fish except hatchery steelhead.

(iv) Open from December 1 through January 31. Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From Highway 530 Bridge at mile post 28.8 (Cicero Bridge) the mouth of French Creek ((to Swede Heaven Bridge)):

(i) It is unlawful to fish from any floating device upstream of the Highway 530 Bridge at mile post 28.8 (Cicero Bridge).

(ii) From September 16 through November 30:

(A) Night closure.

(B) Anti-snagging rules.

~~((ii))~~ (iii) Open September 16 through November 30:

(A) Fly fishing only.

(B) Release all fish except hatchery steelhead.

~~((iii))~~ (iv) Open from December 1 through February 15. Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(c) From mouth of French Creek to Swede Heaven Bridge (~~(to North Forks Falls approximately one mile upstream of Cascade Creek)~~):

(i) Open September 16 through November 30.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(d) From Swede Heaven Bridge to North Forks Falls approximately one mile upstream of Cascade Creek:

(i) Open September 16 through January 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(264) Stillaguamish River, South Fork (Snohomish County):

(a) From the mouth to 400 feet downstream of the outlet to Granite Falls fishway:

(i) Open (~~(September)~~) October 16 through January 31.

(ii) From (~~(September)~~) October 16 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From 400 feet below the Granite Falls Fishway to the Mountain Loop Highway Bridge above Granite Falls: Closed waters.

(c) From the Mountain Loop Highway Bridge above Granite Falls upstream to the source:

(i) Open Saturday before Memorial Day through November 30.

(ii) From August 1 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(265) Stitch Lake (Snohomish County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(266) Storm Lake (Snohomish County): Open the fourth Saturday in April through October 31.

(267) Suiattle River (Skagit/Snohomish County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Dolly Varden/Bull trout: Minimum length of 20 inches as part of trout limit.

(268) Sultan River (Snohomish County): From the mouth to a point 400 feet downstream from the diversion dam at river mile 9.7:

(a) Open the Saturday before Memorial Day through January 31.

(b) Game fish: Statewide minimum length/daily limit, except:

- (i) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (ii) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.
- (269) **Sultan River; North Fork (Snohomish County)**: Closed waters.
- (270) **Sultan River; South Fork (Snohomish County)**: Closed waters.
- (271) **Summit Lake (Thurston County)**: Open the fourth Saturday in April through October 31.
- (272) **Sunset Lake (Whatcom County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (273) **Susan Lake (Thurston County)**:
- (a) Selective gear rules.
- (b) Release all fish.
- (274) **Swan's Mill Pond (Stossel Creek) (King County)**: Open the Saturday before Memorial Day through October 31.
- (275) **Symington Lake (Kitsap County)**:
- (a) Open the fourth Saturday in April through October 31.
- (b) Selective gear rules.
- (c) Game fish: Statewide minimum length/daily limit, except:
- (i) Release cutthroat trout and wild rainbow trout.
- (ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (iv) Channel catfish: Daily limit 10; no size restriction.
- (v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (276) **Tahuya Lake (Kitsap County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (c) Channel catfish: Daily limit 10; no size restriction.
- (d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (277) **Tahuya River (Mason County)**:
- (a) From the mouth to the Belfair Tahuya Road Bridge:
- (i) Open the Saturday before Memorial Day through August 15.
- (ii) Selective gear rules.
- (iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.
- (b) From the Belfair Tahuya Road Bridge upstream:
- (i) Selective gear rules.
- (ii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(278) **Tanwax Lake (Pierce County)**: Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(279) **Tapps Lake (Reservoir) and Tapps Lake (Reservoir) intake canal (Pierce County)**, to within 400 feet of the screen at Dingle Basin: Open year-round.

(280) **Tarboo Creek (Jefferson County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(281) **Tarboo Lake (Jefferson County)**:

(a) Open the fourth Saturday in April through October 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(282) **Teal Lake (Jefferson County)**:

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) Selective gear rules.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(283) **Tenas Lake (Mason County)**: Open the fourth Saturday in April through October 31.

(284) **Tennant Lake (Whatcom County)**: It is unlawful to fish from any floating device from the first Friday in October through January 27.

(285) **Terrell, Lake (Whatcom County)**: It is unlawful to fish from any floating device from the first Saturday after Labor Day through the following Friday and from October 1 through January 31, except fishing from a floating dock is permissible.

(286) **Thornton Creek (Whatcom County)**: Game fish: Statewide minimum length/daily limit, except: Cutthroat trout: No daily limit; no minimum length.

(287) **Thornton Lake, lower (Whatcom County)**: Game fish: Statewide minimum length/daily limit, except: Cutthroat trout: No daily limit; no minimum length.

(288) **Tiger Lake (Kitsap/Mason counties)**: Open the fourth Saturday in April through October 31.

(289) **Toad Lake (Whatcom County)**: Open the fourth Saturday in April through October 31.

(290) **Tokul Creek (King County) (Snoqualmie River tributary)**:

(a) From the mouth to the Fish Hatchery Road Bridge:

(i) Open December 1 through February 15, except closed waters from 5:00 p.m. to 7:00 a.m.

(ii) Anti-snagging rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From Fish Hatchery Road Bridge to the posted boundary marker located downstream of the diversion dam:

(i) Open January 15 through February 15, except closed waters from 5:00 p.m. to 7:00 a.m.

(ii) Anti-snagging rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(c) From the posted boundary marker downstream of the diversion dam to Tokul Road S.E.: Closed waters.

(291) **Tolt River (King County)**:

(a) From the mouth to the USGS trolley cable near the confluence of the North and South Forks:

(i) Open the Saturday before Memorial Day through January 31.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(b) From the USGS trolley cable just below the confluence of the North Fork and South Forks to the forks: Closed waters.

(292) **Tolt River, North Fork (King County):**

(a) From the mouth upstream to the falls approximately 1/3 miles above the Northeast North Fork Road Bridge (Pipeline Bridge): Closed waters.

(b) From the falls approximately 1/3 mile above the Northeast North Fork Road Bridge (Pipeline Bridge) upstream, including all tributaries:

(i) Selective gear rules.

(ii) Release all fish.

(293) **Tolt River, South Fork (King County):** From the mouth upstream to the dam: Closed waters.

(294) **U Lake (Mason County):** Open the fourth Saturday in April through October 31.

(295) **Uncle John Creek (Mason County):**

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(296) **Union River (Mason County):**

(a) From the mouth to the lower bridge on Old Belfair Highway:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(b) From the lower bridge on Old Belfair Highway upstream:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(297) **Vogler Lake (Skagit County):**

(a) Fly fishing only.

(b) Release all fish.

(298) **Voight Creek (Pierce County):** From the mouth to the Highway 162 Bridge: Closed waters.

(299) **Wagners Lake (Snohomish County):** Open the fourth Saturday in April through October 31.

(300) **Walker Lake (King County):** Open the fourth Saturday in April through October 31.

(301) **Wallace River (Snohomish County):**

(a) From the mouth to 363rd Ave. S.E./Reece Rd:

(i) Open from the Saturday before Memorial Day through February 15.

(ii) From the Saturday before Memorial Day through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(iii) From November 1 through February 15: It is unlawful to fish from any floating device.

(iv) Game fish: Statewide minimum length/daily limit, except:

(A) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(B) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.

(v) Salmon:

(A) Open October ((±)) 16 through ((~~November 30~~)) October 31.

(B) Daily limit 2 hatchery coho only.

(C) Release all other salmon.

(b) From 363rd Avenue S.E./Reece Road to 200 feet downstream of the water intake of the Wallace salmon hatchery:

(i) Open ((~~September~~)) October 16 through February 15.

(ii) ((~~September~~)) October 16 through November 30:

(A) Anti-snagging rules.

(B) Night closure.

(iii) From November 1 through February 15: It is unlawful to fish from any floating device.

(iv) Game fish: Statewide minimum length/daily limit, except:

(A) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(B) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.

(v) Salmon:

(A) Open October ((±)) 16 through November 30.

(B) Daily limit 2 hatchery coho only.

(C) Release all other salmon.

(c) From 200 feet downstream of the water intake to 200 feet upstream of the water intake: Closed waters when the hatchery weir is in operation.

(d) From 200 feet upstream of the water intake of the salmon hatchery to Wallace Falls:

(i) Open November 1 through January 31.

(ii) It is unlawful to fish from any floating device.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(B) Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.

(302) **Walsh Lake (King County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(303) **Wapato Lake (Pierce County)**: Open to juvenile anglers, senior anglers and anglers with a disability who possess a designated harvester companion card.

(304) **Washington Lake, including that portion of the Sammamish River from the 68th Avenue N.E. Bridge downstream and Mercer slough (King County)**:

(a) Open year-round.

(b) Chumming is permissible.

(c) From July 1 through November 30: Game fish: Statewide minimum length/daily limit, except:

(i) Kokanee: Daily limit 5; minimum length 8 inches; maximum length 18 inches.

(ii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iii) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(iv) Channel catfish: Daily limit 10; no size restriction.

(v) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(d) December 1 through the last day in February:

(i) Game fish: Statewide minimum length/daily limit, except: Release steelhead and rainbow trout over 20 inches in length.

(ii) Kokanee: Daily limit 5; minimum length 8 inches; maximum length 18 inches.

(iii) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(iv) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(v) Channel catfish: Daily limit 10; no size restriction.

(vi) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(e) March 1 through June 30: Game fish: Statewide minimum length/daily limit, except:

(i) Kokanee: Daily limit 5; minimum length 8 inches; maximum length 18 inches.

(ii) Trout: Minimum length 12 inches.

(iii) Release steelhead and rainbow trout over 20 inches in length.

(iv) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(v) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(vi) Channel catfish: Daily limit 10; no size restriction.

(vii) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(f) Salmon: Open September 16 through October 31: North of Highway 520 Bridge and east of Montlake Bridge. Daily limit 4 coho only. Release all other salmon.

(305) Washington Lake, Ship Canal (King County) (waters east of a north-south line 400 feet west of the fish ladder at the Chittenden Locks and west of a north-south line at the eastern ends of the concrete abutments east of the Montlake Bridge):

(a) East of the Fremont Bridge: Chumming is permissible.

(b) From the west boundary to a north-south line 400 feet east of the eastern end of the northern wing wall of Chittenden Locks: Closed waters.

(c) From 400 feet east of the eastern end of the northern wing wall of Chittenden Locks to the east boundary:

(i) From July 1 through November 30: Game fish: Statewide minimum length/daily limit, except:

(A) Kokanee: Daily limit 5; minimum length 8 inches; maximum length 18 inches.

(B) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

- (C) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (D) Channel catfish: Daily limit 10; no size restriction.
- (E) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (ii) From December 1 through the last day in February: Game fish: Statewide minimum length/daily limit, except:
- (A) Release steelhead and rainbow trout over 20 inches in length.
- (B) Kokanee: Daily limit 5; minimum length 8 inches; maximum length 18 inches.
- (C) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (D) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (E) Channel catfish: Daily limit 10; no size restriction.
- (F) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (iii) March 1 through June 30: Game fish: Statewide minimum length/daily limit, except:
- (A) Kokanee: Daily limit 5; minimum length 8 inches; maximum length 18 inches.
- (B) Trout: Minimum length 12 inches.
- (C) Release steelhead and rainbow trout over 20 inches in length.
- (D) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.
- (E) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.
- (F) Channel catfish: Daily limit 10; no size restriction.
- (G) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.
- (306) **Whatcom Creek (Whatcom County):**
- (a) From the mouth to the markers below the footbridge below Dupont Street in Bellingham:
- (i) Open the Saturday before Memorial Day through July 31.
- (ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.
- (iii) Anglers fishing lawfully within 50 yards of the Bellingham Technical College Hatchery Collection Tube and on the hatchery side of the creek that hook and land chum salmon may remove those chum salmon from the water and immediately place them unharmed into the Hatchery Collection Tube.
- (b) From the markers below the footbridge below Dupont Street in Bellingham to the footbridge below Dupont Street: Closed waters. Salmon: Open August 4 through September 10 Friday, Saturday, and Sunday only.
- (i) Daily limit 1 hatchery Chinook only.
- (ii) Release all other salmon.
- (iii) Anti-snagging rules.
- (iv) Night closure.
- (c) From the footbridge below Dupont Street in Bellingham to the stone bridge at Whatcom Falls Park:
- (i) From August 1 through October 31:
- (A) Anti-snagging rules.
- (B) Night closure.

(ii) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(d) From the stone bridge at Whatcom Falls Park upstream to Lake Whatcom: Open the fourth Saturday in April through October 31 for juvenile anglers only.

(e) Game fish: Statewide minimum length/daily limit, except: Trout: No minimum length.

(307) Whatcom, Lake (Whatcom County):

(a) The waters between the Electric Avenue Bridge and the outlet dam: Closed waters.

(b) Open the fourth Saturday in April through October 31.

(c) Game fish: Statewide minimum length/daily limit, except: Release all cutthroat trout.

(308) Whatcom, Lake, tributaries (Whatcom County): Closed waters.

(309) White (Stuck) River (Pierce County):

(a) From October 1 through October 31:

(i) Night closure.

(ii) Selective gear rules.

(b) Release all fish.

(c) Cascade Water Alliance canal, including the screen bypass channel above the screen at Dingle Basin: Closed waters.

(d) Whitefish: Open December 1 through the last day in February: Whitefish gear rules.

(310) White Chuck River (Snohomish County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Dolly Varden/Bull trout: Minimum length of 20 inches as part of the trout limit.

(311) Wildcat Creek (Kitsap County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(312) Wildcat Lake (Kitsap County): Open the fourth Saturday in April through October 31.

(313) Wilderness Lake (King County):

(a) Open the fourth Saturday in April through October 31.

(b) Landlocked salmon rules.

(314) Wilkeson Creek (Pierce County) (South Prairie Creek tributary): From the mouth to the confluence with Gale Creek: Closed waters.

(315) Woodard Creek (Thurston County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Cutthroat trout and wild rainbow trout: Minimum length 14 inches.

(316) Wood Lake (Mason County): Open the fourth Saturday in April through October 31.

(317) Woodland Creek (Thurston County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout and wild rainbow trout.

(318) Woodland Farm Reservoir (Snohomish County): Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(319) **Wooten Lake (Mason County)**: Open the fourth Saturday in April through October 31.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-054 (Order 22-114), § 220-312-040, filed 6/29/22, effective 7/30/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 22-05-066 (Order 22-06), § 220-312-040, filed 2/11/22, effective 7/1/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 21-14-067 (Order 21-95), § 220-312-040, filed 7/2/21, effective 8/2/21; WSR 20-14-052 (Order 20-97), § 220-312-040, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 20-03-130 (Order 20-09), § 220-312-040, filed 1/17/20, effective 2/17/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-312-040, filed 7/12/19, effective 8/12/19; WSR 18-15-065 (Order 18-163), § 220-312-040, filed 7/16/18, effective 8/16/18. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.12.047. WSR 18-06-045 (Order 18-30), § 220-312-040, filed 3/1/18, effective 4/1/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-16-109 (Order 17-147), § 220-312-040, filed 7/28/17, effective 8/28/17; WSR 17-05-112 (Order 17-04), amended and recodified as § 220-312-040, filed 2/15/17, effective 3/18/17; WSR 16-17-008 (Order 16-201), § 220-310-190, filed 8/4/16, effective 9/4/16; WSR 16-14-038 (Order 16-158), § 220-310-190, filed 6/28/16, effective 7/29/16. Statutory Authority: RCW 77.04.012 and 77.12.047. WSR 16-06-073 (Order 16-30), § 220-310-190, filed 2/26/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 15-13-081 (Order 15-177), § 220-310-190, filed 6/12/15, effective 7/13/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 220-310-190, filed 7/25/14, effective 8/25/14. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 14-04-120 (Order 14-26), § 220-310-190, filed 2/4/14, effective 3/7/14.]

OTS-4530.1

AMENDATORY SECTION (Amending WSR 22-05-066, filed 2/11/22, effective 7/1/22)

WAC 220-312-050 Freshwater exceptions to statewide rules—East-side. (1) **Countywide freshwater exceptions to statewide rules:**

(a) Irrigation canals, wasteways, drains and the inlets and outlets of all lakes, ponds, and reservoirs in Grant and Adams counties (except Crab Creek, Rocky Ford Creek and Ponds, Columbia Basin Hatchery Creek, Bobcat Creek, Coyote Creek, Frenchman Hills Wasteway and Drains, Hays Creek, Red Rock Creek, Sand Hollow Creek, and Lake Lenore

inlet and outlet) are open year-round, statewide lake rules apply to all species.

(b) In Adams, Douglas, Franklin, Grant, and Okanogan counties, except Zosel Dam (Okanogan River) and Enloe Dam (Similkameen River): It is permissible to fish up to the base of all dams.

(2) **Aeneas Lake (Okanogan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Fly fishing only.

(c) It is unlawful to fish from a floating device equipped with a motor.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(3) **Ahtanum Creek (Yakima County):** Selective gear rules.

(4) **Ahtanum Creek, North Fork (Yakima County):**

(a) From the Grey Rock Trailhead Bridge crossing upstream to Shellneck Creek: Closed waters.

(b) Selective gear rules.

(5) **Ahtanum Creek, Middle Fork (Yakima County):**

(a) From the A2000 Spur Road Bridge in NE 1/4 of Section 34 upstream to the A2800 Road Bridge at Tree Phones Campground: Closed waters.

(b) Selective gear rules.

(6) **Alta Lake (Okanogan County):** Open the fourth Saturday in April through October 31.

(7) **Amber Lake (Spokane County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Open March 1 through November 30.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(8) **American River (Yakima County):**

(a) Selective gear rules.

(b) From the Highway 410 Bridge at river mile 5.4 to the Mesatchee Creek Trail crossing at river mile 15.8: Closed waters from July 16 through September 15.

(9) **Amon Wasteway (Benton County):** Selective gear rules.

(10) **Andrews Creek (tributary to Chewuch River) (Okanogan County):** From the mouth to the falls approximately 0.5 miles upstream: Closed waters.

(11) **Asotin Creek, mainstem and forks (Asotin County):**

(a) Closed waters:

(i) South Fork from mouth upstream.

(ii) North Fork from USFS border upstream.

(b) Game fish: Statewide minimum length/daily limit, except: It is unlawful to fish for steelhead.

(c) Selective gear rules.

(12) **Aspen Lake (Okanogan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(13) **Badger Lake (Spokane County):** Open the fourth Saturday in April through September 30.

(14) **Banks Lake (Grant County):**

(a) Chumming is permissible.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Crappie: Daily limit 10; minimum length 9 inches.

(ii) Yellow perch: Daily limit 25.

- (15) **Bayley Lake (Stevens County):**
(a) Inlet stream: Closed waters.
(b) Open the fourth Saturday in April through October 31.
(c) Fly fishing only.
(d) It is unlawful to fish from a floating device equipped with a motor.
(e) Release all fish.
- (16) **Bear Creek (tributary to South Fork Tieton River) (Yakima County):** From the mouth to the falls (approximately 0.75 mile): Closed waters.
- (17) **Bear Lake (Spokane County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (18) **Beaver Creek (tributary to Methow River) (Okanogan County):** Closed waters.
- (19) **Beaver Lake (Big) (Okanogan County):** Open the fourth Saturday in April through October 31.
- (20) **Beaver Lake, (Little):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (21) **Beda Lake (Grant County):**
(a) Selective gear rules.
(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (22) **Beehive (Lake) Reservoir (Chelan County):**
(a) Open the fourth Saturday in April through October 31.
(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (23) **Beth Lake (Okanogan County):** Open the fourth Saturday in April through October 31.
- (24) **Big Four Lake (Columbia County):**
(a) Fly fishing only.
(b) It is unlawful to fish from any floating device.
(c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (25) **Big Meadow Lake (Pend Oreille County):**
(a) Open the fourth Saturday in April through October 31.
(b) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
- (26) **Big Twin Lake (Okanogan County):**
(a) Open the fourth Saturday in April through October 31.
(b) Selective gear rules.
(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
(d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (27) **Blackbird Island Pond (Chelan County):** Open July 1 through September 30 for juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (28) **Black Canyon Creek (tributary to Methow River) (Okanogan County):** Closed waters.
- (29) **Black Lake (Chelan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (30) **Black Lake (Okanogan County):** Selective gear rules.

- (31) **Black Lake (Stevens County)**: Open the fourth Saturday in April through October 31.
- (32) **Blue Lake (Columbia County)**: It is unlawful to fish from any floating device.
- (33) **Blue Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (34) **Blue Lake (near Sinlahekin) (Okanogan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
 - (d) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (e) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.
- (35) **Blue Lake (near Wannacut Lake) (Okanogan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1, minimum length 18 inches.
- (36) **Bobcat Creek and Ponds (Adams County)**: Open the fourth Saturday in April through September 30.
- (37) **Bonaparte Creek (Okanogan County)**: From the mouth to the falls approximately river mile 1.0: Closed waters.
- (38) **Bonaparte Lake (Okanogan County)**:
- (a) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
 - (b) Game fish: Statewide minimum length/daily limit, except:
Eastern brook trout count as part of trout daily limit.
- (39) **Boulder Creek and tributaries (Okanogan County)**: From the mouth to the barrier falls at river mile 1.0: Closed waters.
- (40) **Box Canyon Creek and tributaries (Kittitas County)**: From mouth (Kachess Reservoir) upstream approximately 2 miles to the 20 foot high waterfall, including that portion of the creek that flows through the dry lake bed: Closed waters.
- (41) **Browns Lake (Pend Oreille County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Fly fishing only.
 - (c) It is unlawful to fish from a floating device equipped with a motor.
- (42) **Bumping Lake (Reservoir) (Yakima County)**: Chumming is permissible.
- (43) **Buckskin Creek and tributaries (Yakima County)**: From the mouth to the west boundary of Suntides Golf Course: Closed waters.
- (44) **Bumping River (Yakima County)**:
- (a) It is permissible to fish up to the base of Bumping Dam.
 - (b) From the mouth to Bumping Reservoir; selective gear rules.
- (45) **Burke Lake (Grant County)**: Open March 1 through September 30.
- (46) **Buttermilk Creek (tributary to Twisp River) (Okanogan County), including tributaries**:
- (a) Open the Saturday before Memorial Day through August 15.
 - (b) Release all fish.
 - (c) Selective gear rules.
- (47) **Buzzard Lake (Okanogan County)**:

- (a) Open the fourth Saturday in April through October 31.
- (b) Selective gear rules.
- (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 1; minimum length 18 inches.
- (48) **Caldwell Lake (Pend Oreille County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except:
Eastern brook trout count as part of trout daily limit.
- (49) **Caliche Lakes, Upper (Grant County):** Open March 1 through September 30.
- (50) **Calispell Creek (Calispell River) (Pend Oreille County):** From the mouth to Calispell Lake: Open year-round.
- (51) **Campbell Lake (Okanogan County):**
 - (a) Selective gear rules.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 2; minimum length 14 inches.
- (52) **Carl's Lake (Pend Oreille County):** Open the fourth Saturday in April through October 31.
- (53) **Cascade Lake (Grant County):** Open March 1 through September 30.
- (54) **Cattail Lake (Grant County):** Open the fourth Saturday in April through September 30.
- (55) **Cedar Creek (tributary to Early Winters Creek) (Okanogan County):**
 - (a) From the mouth to Cedar Falls:
 - (i) Open the Saturday before Memorial Day through August 15.
 - (ii) Selective gear rules.
 - (iii) Release all fish.
 - (b) From Cedar Falls upstream including tributaries: Selective gear rules.
- (56) **Cedar Lake (Stevens County):** Open the fourth Saturday in April through October 31.
- (57) **Chain Lake (Pend Oreille County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release kokanee.
- (58) **Chapman Lake (Spokane County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Chumming is permissible.
- (59) **Chelan Hatchery Creek (Chelan County):** Closed waters.
- (60) **Chelan Lake (Chelan County):**
 - (a) Game fish: Statewide minimum length/daily limit, except:
 - (i) Release wild cutthroat trout.
 - (ii) Lake trout: No limit and no size restriction.
 - (b) Salmon: Daily limit 1; minimum length 15 inches.
 - (c) No catch record card required.
- (61) **Chelan Lake tributaries (Chelan County):**
 - (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release wild cutthroat trout.
- (62) **Chelan River (Chelan County):** From the railroad bridge to the Chelan PUD safety barrier below the power house:
 - (a) Salmon: Open July 16 through October 15:

- (i) Daily limit 6; up to 2 may be adult hatchery Chinook. Release sockeye, coho, and wild adult Chinook.
- (ii) July 16 through October 15: Anti-snagging rule and night closure.
- (b) Game fish: Statewide minimum length/daily limit, except:
 - (i) Release trout.
 - (ii) Steelhead: Closed to fishing.
- (c) From the Chelan PUD safety barrier below the power house upstream to Chelan Lake: Closed waters.
- (63) **Chewuch River (Okanogan County):**
 - (a) From the mouth to Eight Mile Creek:
 - (i) Open the Saturday before Memorial Day through August 15.
 - (ii) Selective gear rules.
 - (iii) Release all fish.
 - (b) From the mouth to Pasayten Wilderness boundary falls: Whitefish:
 - (i) Open December 1 through the last day in February for whitefish only.
 - (ii) Whitefish gear rules.
- (64) **Chiwaukum Creek (Chelan County):**
 - (a) From the mouth to Fool Hen Creek, including Fool Hen Creek and tributaries: Closed waters.
 - (b) From Fool Hen Creek upstream and tributaries: Selective gear rules.
- (65) **Chiwawa River (Chelan County):**
 - (a) From the mouth to Buck Creek and tributaries not including Buck Creek: Closed waters.
 - (b) From Buck Creek upstream and tributaries (including Buck Creek): Selective gear rules.
- (66) **Chopaka Lake (Okanogan County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Fly fishing only.
 - (c) It is unlawful to fish from a floating device equipped with a motor.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (67) **Chumstick Creek (Chelan County):** Closed waters.
- (68) **Clear Lake (Chelan County):**
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (69) **Clear Lake (Spokane County):** Open the fourth Saturday in April through October 31.
- (70) **Cle Elum Lake (Reservoir) (Kittitas County):** Game fish: Statewide minimum length/daily limit, except: Kokanee: Daily limit 5; minimum length 9 inches and maximum length 15 inches.
- (71) **Cle Elum River (Kittitas County):**
 - (a) From the mouth to Cle Elum Dam:
 - (i) Open year-round.
 - (ii) Selective gear rules.
 - (iii) Game fish: Statewide minimum length/daily limit, except: Release rainbow trout and cutthroat trout.
 - (iv) It is permissible to fish up to the base of Cle Elum Dam.
 - (v) Whitefish:
 - (A) Open December 1 through last day in February for whitefish only.
 - (B) Whitefish gear rules.

- (b) From above Cle Elum Lake to outlet of Hyas Lake: Selective gear rules.
- (72) **Cliff Lake (Grant County)**: Open March 1 through September 30.
- (73) **Coffee Pot Lake (Lincoln County)**:
- (a) Open March 1 through September 30.
 - (b) Selective gear rules.
 - (c) Game fish: Statewide minimum length/daily limit, except:
 - (i) Trout: Daily limit 1; minimum length 18 inches.
 - (ii) Crappie: Daily limit 10; minimum length 9 inches.
- (74) **Columbia Basin Hatchery Creek (Grant County)**:
- (a) Open April 1 through September 30 from the hatchery outflow to the confluence with Rocky Coulee Wasteway.
 - (b) Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (75) **Columbia Park Pond (Benton County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (76) **Colville River (Stevens County)**: From the mouth to bridge at the town of Valley including Meyers Falls Reservoir: Open year-round.
- (77) **Conconully Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (78) **Conconully Reservoir (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (79) **Conger Pond (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (80) **Conner Lake (Okanogan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (81) **Cooper River (Kittitas County)**: From the mouth to Cooper Lake: Selective gear rules.
- (82) **Coot Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (83) **Corral Creek (Benton County)**: Selective gear rules.
- (84) **Cougar Lake (Pasayten Wilderness) (Okanogan County)**: Selective gear rules.
- (85) **Cougar Lake (near Winthrop) (Okanogan County)**:
- (a) Selective gear rules.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (86) **Cowiche Creek (Yakima County)**: Selective gear rules.
- (87) **Coyote Creek and Ponds (Adams County)**: Open the fourth Saturday in April through September 30.
- (88) **Crab Creek (Adams/Grant/Lincoln counties)**:
- (a) From the mouth to Morgan Lake Road: Open the Saturday before Memorial Day through September 30.
 - (b) From Morgan Lake Road to O'Sullivan Dam (including Marsh Unit I and II impoundments): Closed waters.
 - (c) From the confluence of the Moses Lake outlets to Sand Dunes Road including tributaries:
 - (i) Open year-round.
 - (ii) Statewide lake rules apply to all species, except:
 - (A) Crappie: Minimum length 9 inches.
 - (B) Crappie and bluegill: Combined limit of 25 fish.

- (C) Yellow perch: Daily limit 25 fish.
- (d) From the fountain buoy and shoreline markers of 150 feet down stream of the Alder Street fill to Grant County Road 7 NE:
- (i) Open year-round.
 - (ii) Statewide lake rules apply to all species, except:
 - (A) Crappie: Daily limit 10; minimum length 9 inches.
 - (B) Bluegill: Daily limit 5; minimum length 8 inches.
 - (C) Yellow perch: Daily limit 25.
- (e) From Grant County Road 7 NE upstream (including all tributaries, except Goose Creek in the city of Wilbur): Open year-round.
- (89) **Crawfish Lake (Okanogan County):**
- (a) Open the fourth Saturday in April through October 31.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (90) **Crescent Lake (Pend Oreille County):** Open the fourth Saturday in April through October 31.
- (91) **Crystal Lake (Grant County):** Open March 1 through September 30.
- (92) **Cub Creek (tributary to Chewuch River) (Okanogan County):** From mouth upstream to West Chewuch Road Bridge: Closed waters.
- (93) **Cup Lake (Grant County):** Open March 1 through September 30.
- (94) **Curl Lake (Columbia County):**
- (a) Open the Saturday before Memorial Day through October 31.
 - (b) It is unlawful to fish from any floating device.
- (95) **Davis Lake (Ferry County):** Open the fourth Saturday in April through October 31.
- (96) **Davis Lake (Okanogan County):**
- (a) Selective gear rules.
 - (b) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (97) **Dayton Pond (Columbia County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (98) **Deadman Lake (Adams County):** Open the fourth Saturday in April through September 30.
- (99) **Deep Creek (tributary to Bumping Lake) (Yakima County):** From the mouth to the waterfall approximately 0.33 mile above the second bridge crossing on USFS Road 1808 (approximately 3.7 miles from the junction of USFS Roads 1800 and 1808): Closed waters.
- (100) **Deep Lake (Grant County):** Open the fourth Saturday in April through September 30.
- (101) **Deep Lake (Stevens County):** Open the fourth Saturday in April through October 31.
- (102) **Deer Lake (Columbia County):**
- (a) Open March 1 through November 30.
 - (b) It is unlawful to fish from any floating device.
- (103) **Deer (Deer Springs) Lake (Lincoln County):** Open the fourth Saturday in April through September 30.
- (104) **Deer Lake (Stevens County):**
- (a) Open March 1 through November 30.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(105) **Delaney Springs (Grant County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(106) **De Roux Creek (Kittitas County)**: From the mouth to the USFS trail 1392 (De Roux Creek Trail) stream crossing (approximately 1 river mile): Closed waters.

(107) **Dog Creek (tributary to Chewuch) (Okanogan County)**: From mouth upstream to falls approximately 1.5 miles: Closed waters.

(108) **Domerie Creek (Kittitas County)**: Selective gear rules.

(109) **Downs Lake (Lincoln/Spokane counties)**:

(a) Open March 1 through September 30.

(b) Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(110) **Dry Falls Lake (Grant County)**:

(a) Open March 1 through November 30.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(111) **Dune Lake (Grant County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(112) **Dusty Lake (Grant County)**:

(a) Open March 1 through November 30.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(113) **Eagle Creek (tributary to Twisp River) (Okanogan County)**:

From mouth upstream to the falls approximately 0.5 miles: Closed waters.

(114) **Early Winters Creek (tributary to Methow River) (Okanogan County)**:

(a) From the mouth upstream to Forest Road 300: Closed waters.

(b) From Forest Road 300 upstream; including tributaries except Cedar Creek:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Release all fish.

(115) **Eightmile Creek (tributary to Chewuch River) (Okanogan County)**: From the mouth upstream to Forest Road 5130 Bridge: Closed waters.

(116) **Elbow Lake (Stevens County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(117) **Ell Lake (Okanogan County)**:

(a) Open the fourth Saturday in April through October 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(118) **Eloika Lake (Spokane County)**: Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(119) Empire Lake (Ferry County):

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(120) Entiat River (Chelan County):

(a) From mouth (railroad bridge) to the boundary marker/markers located approximately 1,500 feet upstream of the upper Roaring Creek Road Bridge (immediately downstream of the Entiat National Fish Hatchery):

(i) Salmon: Open from July 16 through September 30:

(A) Daily limit 6 Chinook salmon. Release all other salmon.

(B) Night closure.

(ii) Open December 1 through the last day in February for whitefish only.

(iii) Whitefish gear rules.

(b) From the boundary marker/markers located approximately 1,500 feet upstream of the upper Roaring Creek Road Bridge (immediately downstream of the Entiat National Fish Hatchery) to Entiat Falls:

(i) Whitefish:

(ii) Open December 1 through the last day in February for whitefish only.

(iii) Whitefish gear rules.

(c) Entiat River and all tributaries above Entiat Falls: Selective gear rules.

(121) **Ephrata Lake (Grant County):** Closed waters.

(122) **Esquatzel Coulee (Franklin County):** Open year-round.

(123) **Esquatzel Coulee, West Branch (Franklin County):** Open year-round.

(124) **Falls Creek (tributary to Chewuch River) (Okanogan County):** From mouth upstream to the falls approximately .15 miles: Closed waters.

(125) Fan Lake (Pend Oreille County):

(a) Open the fourth Saturday in April through September 30.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(126) **Ferry Lake (Ferry County):** It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(127) **Fiorito Lakes (Kittitas County):** It is unlawful to fish from a floating device equipped with an internal combustion motor.

(128) **Fish Lake (Chelan County):** Game fish: Statewide minimum length/daily limit, except: Yellow perch: Daily limit 25.

(129) **Fish Lake (Okanogan County):** Open the fourth Saturday in April through October 31.

(130) Fish Lake (Spokane County):

(a) Open the fourth Saturday in April through September 30.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(131) **Fishhook Pond (Walla Walla County):** It is unlawful to fish from a floating device.

(132) **Fishtrap Lake (Lincoln/Spokane counties):** Open the fourth Saturday in April through September 30.

(133) Forde Lake (Okanogan County):

(a) Open the fourth Saturday in April through October 31.

(b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(134) **Fourth of July Lake (Adams/Lincoln counties):**

(a) Open the Friday after Thanksgiving through March 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(135) **Frank's Pond (Chelan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Open to juvenile anglers only.

(136) **Frater Lake (Pend Oreille County):** Open the fourth Saturday in April through October 31.

(137) **Frenchman Hills Wasteway and Drains (Grant County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(138) **Gadwall Lake (Grant County):** Open the fourth Saturday in April through September 30.

(139) **Garfield Juvenile Pond (Whitman County):** Open to juvenile anglers only.

(140) **Goat Creek (tributary to Methow River) (Okanogan County):** Closed waters.

(141) **Gold Creek, Gold Creek Pond and outlet channel (tributary to Keechelus Lake):** Including that portion of Gold Creek that flows through the dry Keechelus Reservoir lakebed: Closed waters.

(142) **Gold Creek (tributary to Methow River) (Okanogan County):** Closed waters.

(143) **Goose Creek (Lincoln County), within the city limits of Wilbur:** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(144) **Goose Lake, Lower (Grant County):** Game fish: Statewide minimum length/daily limit, except:

(a) Crappie: Daily limit 10; minimum length 9 inches.

(b) Bluegill: It is unlawful to retain more than 5 fish over 6 inches in length.

(145) **Grande Ronde River (Asotin County):**

(a) From the mouth to County Road Bridge, about 2.5 miles upstream:

(i) Open year-round for game fish other than trout and steelhead.

(ii) From August 1 through April 15: Selective gear rules.

(iii) Trout: Open from the Saturday before Memorial Day through October 31.

(iv) Steelhead:

(A) Open January 1 through April 15; daily limit 3 hatchery steelhead; minimum length 20 inches.

(B) August 1 through December 31; release steelhead.

(b) From the County Road Bridge upstream to the Oregon state line:

(i) Open year-round for game fish other than trout and steelhead.

(ii) From August 1 through April 15: Barbless hooks required.

(iii) Trout: Open from the Saturday before Memorial Day through October 31.

(iv) Steelhead: Open August 1 through April 15; daily limit 3 hatchery steelhead; minimum length 20 inches.

(c) All tributaries: Closed waters.

(146) **Green Lakes (Lower and Upper) (Okanogan County):**

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 2; minimum length 14 inches.

(ii) Eastern brook trout count as part of trout daily limit.

(147) Grimes Lake (Douglas County):

(a) Open June 1 through August 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(148) Halfmoon Lake (Adams County): Open the fourth Saturday in April through September 30.

(149) Hampton Lakes (Lower and Upper) (Grant County): Open the fourth Saturday in April through September 30.

(150) H and H Reservoir Number One (Pascal's Pond) (Chelan County): Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(151) Harris Lake (Grant County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(152) Hatch Lake (Stevens County): Open the Friday after Thanksgiving through March 31.

(153) Hays Creek and Ponds (Adams County): Open the fourth Saturday in April through September 30.

(154) Headgate Pond (Asotin County): Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(155) Hen Lake (Grant County): Open the fourth Saturday in April through September 30.

(156) Hog Canyon Creek (Spokane County): From the mouth to Scroggie Road: Closed waters.

(157) Hog Canyon Lake (Spokane County): Open the Friday after Thanksgiving through March 31.

(158) Homestead Lake (Grant County):

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(159) Hourglass Lake (Grant County): Open the fourth Saturday in April through September 30.

(160) Hutchinson Lake (Adams County): Open the fourth Saturday in April through September 30.

(161) I-82 Ponds, 1 through 7 (Yakima County): It is unlawful to fish from a floating device equipped with an internal combustion motor.

(162) Icicle River and tributaries (Creek) (Chelan County):

(a) From the mouth upstream 800 feet to posted signs: Closed waters.

(b) From posted signs 800 feet upstream of the mouth to 500 feet below Leavenworth National Fish Hatchery: Closed waters.

(c) From 500 feet below Leavenworth National Fish Hatchery to shoreline markers where Cyo Road would intersect the Icicle River at the Sleeping Lady Resort: Closed waters.

(d) From shoreline markers where Cyo Road would intersect the Icicle River at the Sleeping Lady Resort to the Icicle Peshastin Irri-

gation District footbridge (approximately 750 feet upstream of the "Snow Lakes Trailhead" parking lot): Closed waters.

(e) From the Icicle Irrigation Peshastin District footbridge upstream, and tributaries: Selective gear rules.

(163) **Indian Creek (Yakima County)**: From the mouth to the waterfall approximately six miles upstream including that portion that flows through the dry lake bed of Rimrock Reservoir: Closed waters.

(164) **Ingalls Creek (Chelan County)**: From the mouth to Alpine Lakes Wilderness boundary and tributaries: Closed waters.

(165) **Jameson Lake (Douglas County)**: Open the fourth Saturday in April through October 31.

(166) **Jasmine Creek (Okanogan County)**:

(a) Open year-round to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(b) Game fish: Statewide minimum length/daily limit, except: Steelhead: Closed to fishing.

(167) **Jefferson Park Pond (Walla Walla County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(168) **Jolanda, Lake (Chelan County)**: Closed waters.

(169) **Kachess Lake (Reservoir) (Kittitas County)**:

(a) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(b) Chumming is permissible.

(170) **Kachess River (Kittitas County)**:

(a) From Kachess Lake (Reservoir) upstream to the waterfall approximately 0.5 miles above Mineral Creek: Closed waters.

(b) It is permissible to fish up to the base of Kachess Dam.

(c) From the mouth to Kachess Dam: Selective gear rules.

(171) **Keechelus Lake (Reservoir) (Kittitas County)**:

(a) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(b) Chumming is permissible.

(172) **Kettle Creek (tributary to American River) (Yakima County)**: Closed waters.

(173) **Kettle River (Stevens County)**: From Barstow Bridge upstream:

(a) Selective gear rules, except for juvenile anglers, from the Canadian border upstream to Highway 21 Bridge at Curlew.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.

(d) Whitefish:

(i) Open December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(174) **Kings Lake and tributaries (Pend Oreille County)**: Closed waters.

(175) **Kiwanis Pond (Kittitas County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(176) **Lake Creek (Okanogan County)**:

(a) From the mouth to Black Lake: Closed waters.

(b) From Black Lake to Three Prong Creek: Closed waters.

- (177) **Ledbetter Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (178) **Ledking Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (179) **Leech Lake (Yakima County)**:
- (a) Fly fishing only.
 - (b) It is unlawful to fish from a floating device equipped with a motor.
 - (c) Game fish: Statewide minimum length/daily limit, except: Rainbow trout: Daily limit 1; minimum length 18 inches.
- (180) **Lemna Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (181) **Lenice Lake (Grant County)**:
- (a) Open March 1 through November 30.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (182) **Lenore Lake (Grant County)**:
- (a) The waters within a 200 yard radius of the trash rack leading to the irrigation pumping station (on the south end of the lake) and the area approximately 100 yards beyond the mouth of inlet stream to State Highway 17: Closed waters.
 - (b) Open March 1 through November 30.
 - (c) Selective gear rules.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (183) **Libby Creek (tributary to Methow River) (Okanogan County)**: Closed waters.
- (184) **Liberty Lake (Spokane County)**: Open March 1 through October 31.
- (185) **Lilly Lake (Chelan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (186) **Lions Park Pond (Walla Walla County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (187) **Little Bridge Creek (tributary of Twisp River) (Okanogan County)**:
- (a) Open the Saturday before Memorial Day through August 15.
 - (b) Release all fish.
 - (c) Selective gear rules.
- (188) **Little Falls Reservoir (Spokane River) (Lincoln County)**: From Little Falls Dam to Long Lake Dam: Landlocked salmon rules.
- (189) **Little Lost Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (190) **Little Naches River including tributaries (Yakima County)**: Selective gear rules.
- (191) **Little Pend Oreille River and tributaries (Stevens County)**: Selective gear rules.
- (192) **Little Spokane River and tributaries (Spokane County)**:
- (a) From the inlet of Chain Lake upstream 0.25 mile to the railroad crossing culvert: Closed waters.
 - (b) From the SR 291 Bridge upstream:
 - (i) Open Saturday before Memorial Day through October 31.

(ii) Whitefish:

(A) Open December 1 through the last day in February for whitefish only.

(B) Whitefish gear rules.

(193) **Little Twin Lake (Okanogan County):**

(a) Open the fourth Saturday in April through October 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:

(i) Trout: Daily limit 1; minimum length 18 inches.

(ii) Eastern brook trout count as part of trout daily limit.

(194) **Little Twin Lake (Stevens County):** Open the fourth Saturday in April through October 31.

(195) **Little Wenatchee River (Chelan County):**

(a) From the mouth to USFS road 6700 Bridge and tributaries: Closed waters.

(b) From the USFS road 6700 Bridge upstream including tributaries: Selective gear rules.

(196) **Long Lake (Ferry County):**

(a) Open the fourth Saturday in April through October 31.

(b) Fly fishing only.

(c) It is unlawful to use flies containing lead.

(d) It is unlawful to fish from a floating device equipped with a motor.

(197) **Long Lake (Okanogan County):** Open the fourth Saturday in April through October 31.

(198) **Long Lake (Lake Spokane) (Spokane County):** From Long Lake Dam to Nine Mile Dam, including Little Spokane River from the mouth to the SR 291 Bridge: Landlocked salmon rules.

(199) **Loon Lake (Stevens County):** Open the fourth Saturday in April through October 31.

(200) **Lost Lake (Kittitas County):** Game fish: Statewide minimum length/daily limit, except: Rainbow trout: Daily limit 2; minimum length 14 inches.

(201) **Lost Lake (Okanogan County):**

(a) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(b) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(c) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(202) **Lost River (tributary to Methow River) (Okanogan County):**

(a) From the mouth to the mouth of Monument Creek: Closed waters.

(b) From the mouth of Monument Creek including tributaries upstream to Deception Creek:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Minimum length 14 inches; daily limit 2.

(B) Dolly Varden/bull trout may be retained as part of trout daily limit.

(203) **Lyman Lake (Okanogan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(204) **Mad River (Chelan County):**

- (a) From the mouth to Windy Creek, including Windy Creek and tributaries except Tillicum Creek: Closed waters.
- (b) From Windy Creek upstream and tributaries: Selective gear rules.
- (205) **Manastash Creek (Kittitas County)**: Selective gear rules.
- (206) **Marshall Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.
- (207) **Martha Lake (Grant County)**: Open March 1 through September 30.
- (208) **Mary Ann Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (209) **Mattoon Lake (Kittitas County)**: It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (210) **McCabe Pond (Kittitas County)**: It is unlawful to fish from any floating device equipped with a motor.
- (211) **McDowell Lake (Stevens County)**:
- (a) Open the fourth Saturday in April through October 31.
- (b) Fly fishing only.
- (c) It is unlawful to fish from a floating device equipped with a motor.
- (d) Release all fish.
- (212) **McManaman Lake (Adams County)**: Open the fourth Saturday in April through September 30.
- (213) **Medical Lake (Spokane County)**:
- (a) Open March 1 through November 30.
- (b) Selective gear rules.
- (c) It is unlawful to fish from a floating device equipped with a motor.
- (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (214) **Medical Lake, West (Spokane County)**: Open the fourth Saturday in April through September 30.
- (215) **Mercer Creek (Kittitas County)**: Selective gear rules.
- (216) **Merry Lake (Grant County)**:
- (a) Open March 1 through November 30.
- (b) Selective gear rules.
- (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
- (217) **Methow River (Okanogan County)**:
- (a) From mouth to County Road 1535 (Burma Road) Bridge: Closed waters.
- (b) Tributaries from mouth to County Road 1535 (Burma Road) Bridge except Black Canyon Creek:
- (i) Release all fish, except: Eastern brook trout: No minimum length/daily limit.
- (ii) Steelhead: Closed to fishing.
- (c) From County Road 1535 (Burma Road) Bridge to Gold Creek:
- (i) Open the Saturday before Memorial Day through September 15.
- (ii) Selective gear rules.
- (iii) Release all fish.
- (iv) Steelhead: Closed to fishing.
- (d) All tributaries from the County Road 1535 (Burma Road) to Gold Creek except Gold Creek:
- (i) Selective gear rules.

- (ii) Release all fish, except: Eastern brook trout: No minimum length/daily limit.
- (iii) Steelhead: Closed to fishing.
- (e) From Gold Creek to Foghorn Dam:
 - (i) Open the Saturday before Memorial Day through September 30.
 - (ii) Selective gear rules.
 - (iii) Release all fish.
 - (iv) Steelhead: Closed to fishing.
 - (v) Whitefish:
 - (A) Open December 1 through the last day in February for whitefish only.
 - (B) Whitefish gear rules.
- (f) Methow River tributaries from Gold Creek to Foghorn Dam; except Twisp River, Chewuch River, Libby Creek, and Beaver Creek:
 - (i) Release all fish, except: Eastern brook trout: No minimum length/daily limit.
 - (ii) Steelhead: Closed to fishing.
 - (g) From Foghorn Dam to Weeman Bridge including tributaries:
 - (i) Open the Saturday before Memorial Day through August 15:
 - (A) Release all fish.
 - (B) Selective gear rules.
 - (C) Steelhead: Closed to fishing.
 - (ii) Whitefish:
 - (A) Open December 1 through the last day in February for Whitefish only.
 - (B) Whitefish gear rules.
 - (h) From Weeman Bridge to the falls above Brush Creek: Whitefish:
 - (i) Open December 1 through the last day in February for whitefish only.
 - (ii) Whitefish gear rules.
 - (i) Methow River tributaries from Weeman Bridge to the falls above Brush Creek; excluding Lost River, Goat Creek, Early Winters Creek, and Wolf Creek:
 - (i) Selective gear rules.
 - (ii) Release all fish.
 - (iii) Steelhead: Closed to fishing.
- (218) **Mill Creek (tributary to the Walla Walla River) (Walla Walla County):**
 - (a) From the mouth to Bennington Dam, including tributaries: Closed waters.
 - (b) From Bennington Dam upstream excluding tributaries: Selective gear rules.
 - (c) All tributaries upstream of Bennington Dam: Closed waters.
- (219) **Mineral Creek (tributary to upper Kachess River) (Kittitas County):** From the mouth to the Wilderness Boundary: Closed waters.
- (220) **Molson Lake (Okanogan County):** Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (221) **Monument Creek (Okanogan County), including tributaries:** Selective gear rules.
- (222) **Morgan Lake (Adams County):** Open the fourth Saturday in April through September 30.
- (223) **Moses Lake (Grant County):** Game fish: Statewide minimum length/daily limit, except:
 - (a) Crappie: Daily limit 10; minimum length 9 inches.
 - (b) Bluegill: Daily limit 5; minimum length 8 inches.
 - (c) Yellow perch: Daily limit 25.

(224) Mud Lake (Yakima County):

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with a motor.

(c) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(225) Mudgett Lake (Stevens County): Open the fourth Saturday in April through October 31.

(226) Muskegon Lake (Pend Oreille County):

(a) Open the fourth Saturday in April through October 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 2; minimum length 14 inches.

(227) Myron Lake (Yakima County):

(a) Selective gear rules.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(c) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 2; minimum length 14 inches.

(228) Mystic Lake (Pend Oreille County): Open the fourth Saturday in April through October 31.

(229) Naches River (Yakima/Kittitas counties):

(a) From the mouth to Little Naches River:

(i) Selective gear rules.

(ii) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Release trout from the confluence with Tieton River to the confluence of the Little Naches River and Bumping River (origin of Naches River).

(b) From the mouth to the Tieton River:

(i) Whitefish: December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(230) Naneum Creek and tributaries (Kittitas County): Selective gear rules.

(231) Naneum Pond (Kittitas County): Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(232) Napeequa River (Chelan County): From mouth to Twin Lakes Creek (including Twin Lakes Creek and all tributaries: Closed waters.

(233) Nason Creek (Chelan County):

(a) From the mouth to Gaynor Falls and tributaries except White-pine Creek: Closed waters.

(b) From Gaynor Falls (approximately 0.7 miles upstream of White-pine Creek) upstream and tributaries: Selective gear rules.

(234) Nile Creek and tributaries (Yakima County): Selective gear rules.

(235) No Name Lake (Pend Oreille County): Open the fourth Saturday in April through October 31.

(236) North Creek (tributary to Twisp River) (Okanogan County): From the mouth upstream to Twisp River Road Bridge: Closed waters.

(237) North Elton Pond (Yakima County):

(a) Open the Friday after Thanksgiving through March 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(238) **North Potholes Reserve Ponds (Grant County):** Open March 1 through the day before waterfowl season begins.

(239) **Nunnally Lake (Grant County):**

(a) The outlet stream of Nunnally Lake is closed waters.

(b) Open March 1 through November 30.

(c) Selective gear rules.

(d) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(e) Game fish: Statewide minimum length/daily limit, except:

Trout: Daily limit 1; minimum length 18 inches.

(240) **Oak Creek and tributaries (Yakima County):** Selective gear rules.

(241) **Okanogan River (Okanogan County):**

(a) From the mouth to Highway 97 Bridge immediately upstream of the mouth:

(i) Salmon: Open July 1 through October 15:

(A) Daily limit 6; up to 2 adult hatchery Chinook and no more than 4 sockeye may be retained.

(B) Release ((~~sockeye~~)_r) coho((_r)) and wild adult Chinook.

(ii) July 1 through October 15: Anti-snagging rule and night closure.

(iii) Game fish: Open year-round. Statewide minimum length/daily limit, except:

(A) Release trout.

(B) Steelhead: Closed to fishing.

(b) From Highway 97 Bridge immediately upstream of the mouth to the highway bridge at Malott:

(i) Salmon: Open July 1 through September 15:

(A) Daily limit 6; up to 2 adult hatchery Chinook and no more than 4 sockeye may be retained.

(B) Release ((~~sockeye~~)_r) coho((_r)) and wild adult Chinook.

(ii) July 1 through September 15: Anti-snagging rule and night closure.

(iii) Game fish: Open year-round. Statewide minimum length/daily limit, except:

(A) Release trout.

(B) Steelhead: Closed to fishing.

(c) From the highway bridge at Malott ((~~upstream~~)) to the Highway 97 Bridge at Oroville:

(i) ((~~From Zosel Dam downstream to the first Highway 97 Bridge downstream of the dam: Closed waters.~~

~~(ii))~~) Salmon: Open July 1 through September 15:

(A) Daily limit 6; up to 2 adult hatchery Chinook and no more than 4 sockeye may be retained.

(B) Release ((~~sockeye~~)_r) coho((_r)) and wild adult Chinook.

((~~(iii))~~) (ii) July 1 through September 15: Anti-snagging rule and night closure.

((~~(iv))~~) (iii) Game fish: Open the Saturday before Memorial Day through September 15. Statewide minimum length/daily limit, except:

(A) Release trout.

(B) Steelhead: Closed to fishing.

(d) From the Highway 97 Bridge at Oroville upstream to the Zosel Dam: Closed waters.

(e) All Okanogan River tributaries, except Salmon Creek, Jasmine Creek, Bonaparte Creek, and the Similkameen River:

- (i) Selective gear rules.
- (ii) Game fish: Statewide minimum length/daily limit, except:
 - (A) Release trout.
 - (B) Steelhead: Closed to fishing.

(242) **Osoyoos Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except:

(a) Largemouth bass: Daily limit 10; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(b) Smallmouth bass: Daily limit 15; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(c) Channel catfish: Daily limit 10; no size restriction.

(d) Walleye: Daily limit 16; only 1 walleye over 22 inches may be retained.

(243) **Palouse River (Whitman County)**: From the mouth to the base of Palouse Falls:

(a) Open year-round for game fish except trout and steelhead.

(b) Trout: Open the Saturday before Memorial Day through October 31.

(c) Steelhead:

(i) Open August 1 through April 15.

(ii) Daily limit 3 hatchery steelhead; minimum length 20 inches.

(d) It is permissible to fish with two poles so long as the angler possesses a valid two-pole endorsement, except for steelhead.

(244) **Palouse River (Whitman County) mainstem above Palouse Falls and tributaries (Washington waters only), except Rock Creek and Hog Canyon Creek**: Open year-round.

(245) **Pampa Pond (Whitman County)**:

(a) Open March 1 through September 30.

(b) It is unlawful to fish from any floating device.

(246) **Park Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(247) **Parker Lake (Pend Oreille County)**: Open the fourth Saturday in April through October 31.

(248) **Pataha Creek (Garfield County)**:

(a) Within the city limits of Pomeroy: Open to juvenile anglers, senior angler, and anglers with a disability who possess a designated harvester companion card only.

(b) From the city limits of Pomeroy upstream: Selective gear rules.

(249) **Pearrygin Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.

(250) **Pend Oreille River (Pend Oreille County)**:

(a) Open year-round.

(b) Game fish: Statewide lake rules.

(c) All sloughs within the boundaries of the Kalispel Reservation, except Calispell Slough: Closed waters.

(251) **Perch Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(252) **Peshastin Creek and all tributaries except Ingalls Creek (Chelan County)**: Closed waters.

(253) **Petit Lake (Pend Oreille County)**:

(a) Open the fourth Saturday in April through October 31.

(b) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(254) **Phalon Lake (Stevens County)**: Closed waters.

- (255) **Phillips Lake (Stevens County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (256) **Pierre Lake (Stevens County)**: It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.
- (257) **Pillar Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (258) **Ping Pond (Oasis Park Pond) (Grant County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (259) **Pit Lake (Douglas County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (260) **Poacher Lake (Grant County)**: Open the fourth Saturday before April through September 30.
- (261) **Potholes Reservoir (Grant County)**: Game fish: Statewide minimum length/daily limit, except:
- (a) Crappie: Minimum length 9 inches.
 - (b) Crappie and bluegill: Combined limit of 25 fish.
 - (c) Yellow perch: Daily limit 25 fish.
- (262) **Potter's Pond (Stevens County)**: Open the fourth Saturday in April through October 31.
- (263) **Powerline Lake (Franklin County)**: Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (264) **Quail Lake (Adams County)**:
- (a) Fly fishing only.
 - (b) It is unlawful to fish from any floating device equipped with a motor.
 - (c) Release all fish.
- (265) **Quarry Pond (Walla Walla County)**: It is unlawful to fish from any floating device.
- (266) **Quincy Lake (Grant County)**: Open March 1 through September 30.
- (267) **Rainbow Lake (Columbia County)**:
- (a) Open March 1 through November 30.
 - (b) It is unlawful to fish from any floating device.
- (268) **Rat Lake (Okanogan County)**:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.
- (269) **Rattlesnake Creek and tributaries (Yakima County)**:
- (a) Selective gear rules.
 - (b) Release all fish.
- (270) **Red Rock Creek (Grant County)**: Open the Saturday before Memorial Day through September 30.
- (271) **Reflection Pond (Okanogan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (272) **Renner Lake (Ferry County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (273) **Rigley Lake (Stevens County)**:
- (a) Open the fourth Saturday in April through October 31.

(b) Selective gear rules.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

(d) Game fish: Statewide minimum length/daily limit, except:
Trout: Daily limit 2, minimum length 14 inches.

(274) **Rimrock Lake (Reservoir) (Yakima County)**: Chumming is permissible.

(275) **Ringold Springs Hatchery Creek (Franklin County)**: Closed waters.

(276) **Roaring Creek (Entiat River tributary) (Chelan County)**: Closed waters.

(277) **Rock Creek (Adams/Whitman counties)**:

(a) From the mouth to the bridge on Jordan Knott Road at Revere:

(i) Selective gear rules.

(ii) Release all fish.

(b) From the bridge on Jordan Knott Road upstream: Open year-round.

(278) **Rocky Ford Creek and Ponds (Grant County)**:

(a) Open to fly fishing and fishing from the bank only (no wading).

(b) Release all fish.

(279) **Rocky Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(280) **Roosevelt Lake (Grant/Ferry/Lincoln/Stevens counties)**: Columbia River from Grand Coulee Dam to U.S. Canadian border including Hawk Creek downstream of the falls at Hawk Creek Campground, Spokane River from 400 feet downstream of Little Falls Dam, Kettle River downstream of Barstow Bridge, and Colville River downstream of S.R. 25 Bridge.

(a) The following areas are closed waters:

(i) From the Little Dalles power line crossing upstream approximately one mile to the marked rock point from March 1 through the Friday before Memorial Day.

(ii) Northport power line crossing upstream to the most upstream point of Steamboat Rock, from March 1 through the Friday before Memorial Day.

(iii) The Kettle River upstream to Barstow Bridge from March 1 through the Friday before Memorial Day.

(b) From Grand Coulee Dam to the Little Dalles power line crossing:

(i) Game fish: Statewide minimum length/daily limit, except:

(A) Kokanee: Daily limit 6; no more than 2 with intact adipose fins.

(B) Trout (except kokanee): Daily limit 5; it is unlawful to retain trout with an intact adipose fin.

(C) Walleye: Daily limit 16 fish; no size restrictions.

(ii) Salmon:

(A) Salmon count toward trout daily limit.

(B) No catch record card required.

(c) From the Little Dalles power line crossing to the Canadian border:

(i) Game fish: Statewide minimum length/daily limit, except:

(A) Kokanee: Daily limit 6; no more than 2 with intact adipose fins.

(B) Trout (except kokanee): Daily limit 2; minimum size 18 inches.

(C) Walleye: Daily limit 16; no size restrictions.

(ii) Salmon:

(A) Salmon count toward trout daily limit.

(B) No catch record card required.

(281) **Round Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.

(282) **Royal Lake (Adams County)**: Closed waters.

(283) **Royal Slough (including Marsh Unit IV impoundments) (Adams County)**: Closed waters.

(284) **Rufus Woods Lake (Douglas/Okanogan counties)**:

(a) From Grand Coulee Dam downstream to State Route 155 Bridge: Closed waters.

(b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2.

(c) Sturgeon: Closed to fishing.

(d) A nonmember fishing permit issued by the Colville Tribes shall satisfy the license requirement of RCW 77.32.010 on the waters of Lake Rufus Woods and on the north shore of Lake Rufus Woods.

(e) A Colville tribal member identification card satisfies the license requirement of RCW 77.32.010 on all waters of Lake Rufus Woods.

(285) **Sacheen Lake (Pend Oreille County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(286) **Saddle Mountain Lake (Grant County)**: Closed waters.

(287) **Sago Lake (Grant County)**: Open the fourth Saturday in April through September 30.

(288) **Salmon Creek (Okanogan County)**:

(a) From the mouth to Conconully Reservoir:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except:

(A) Release trout other than eastern brook trout.

(B) Steelhead: Closed to fishing.

(b) From Conconully Reservoir upstream including tributaries: Selective gear rules.

(289) **San Poil River (Ferry County)**:

(a) From the western shoreline at the mouth of the San Poil Arm (as marked by a regulatory buoy) directly eastward across the San Poil Arm to the eastern shoreline of the San Poil Arm (as marked by a regulatory buoy) upstream to the north shore of the outlet of French Johns Lake (Manila Creek) northeast across the San Poil Arm to the north shore of the outlet of Dick Creek:

(i) Game fish: Open year-round; statewide minimum length/daily limit, except:

(A) Open June 1 through January 31 for kokanee, smallmouth bass, trout, and walleye:

(I) Kokanee: Daily limit 2.

(II) Trout: Daily limit 5; it is unlawful to retain trout with an intact adipose fin.

(III) Walleye: Daily limit 16; no size restrictions.

(IV) Smallmouth bass: Daily limit 10; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(B) Largemouth bass: Daily limit 5; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Salmon: Open year-round:

(A) Salmon count toward trout daily limit.

(B) No catch record card required.

(iii) Carp: Open year-round.

(b) From the north shore of the outlet of French Johns Lake (Manila Creek) northeast across the San Poil Arm to the north shore of the outlet of Dick Creek to approximately 5 miles upstream from the outlet of French Johns Lake, as marked by regulatory buoys:

(i) Game fish: Open year-round; statewide minimum length/daily limit, except:

(A) Kokanee: Unlawful to fish for or retain.

(B) Trout: Unlawful to fish for or retain.

(C) Open June 1 through January 31 for walleye and smallmouth bass:

(I) Walleye: Daily limit 16; no size restrictions.

(II) Smallmouth bass: Daily limit 10; no minimum length; only 1 smallmouth bass over 14 inches may be retained.

(D) Largemouth bass: Daily limit 5; no minimum length; only largemouth bass under 12 inches may be retained, except 1 over 17 inches may be retained.

(ii) Salmon: Open year-round; landlocked salmon rules apply.

(iii) Carp: Open year-round; unlawful to fish for carp with bow and arrow.

(c) The waters from approximately 5 miles upstream from the outlet of French Johns Lake, as marked by regulatory buoys, to all waters north of the regulatory buoy line at or above 1,310 feet mean sea level elevation upstream to the northern reservation boundary are managed under the regulatory authority of the Colville Confederated Tribes.

(290) Sand Hollow Creek (Grant County) including tributaries:

From the mouth (State Route 243) upstream: Open the Saturday before Memorial Day through September 30.

(291) Sarg Hubbard Park Pond (Reflection Pond) (Yakima County):

Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(292) Schallow Pond (Okanogan County): Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(293) Sedge Lake (Grant County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(294) Shellneck Creek (Yakima County): Closed waters.

(295) Sherman Creek (Ferry County) and tributaries: From the hatchery boat dock to 400 feet upstream of hatchery water diversion dam: Closed waters.

(296) Shiner Lake (Adams County): Open the fourth Saturday in April through September 30.

(297) Shoveler Lake (Grant County): Open the fourth Saturday in April through September 30.

(298) Silver Lake (Spokane County): Game fish: Statewide minimum length/daily limit, except: Crappie: Daily limit 10; minimum length 9 inches.

(299) Silver Nail Lake (Okanogan County): Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(300) Similkameen River (Okanogan County):

(a) From Enloe Dam downstream 400 feet: Closed waters.

(b) From the mouth to Enloe Dam:

(i) Open July 1 through September 15.

(ii) Salmon: Daily limit 6; up to 2 adult hatchery Chinook and up to 4 sockeye may be retained. Release (~~((soekeye,r))~~) coho(~~(r)~~) and wild adult Chinook:

(A) Anti-snagging rule.

(B) Night closure.

(v) Game fish: Statewide minimum length/daily limit, except:

(A) Release trout.

(B) Steelhead: Closed to fishing.

(vi) Whitefish:

(A) Open December 1 through the last day in February for whitefish only.

(B) Whitefish gear rules.

(c) From Enloe Dam to the Canadian border, including tributaries, except Sinlahekin Creek:

(i) Open the Saturday before Memorial Day through October 31.

(ii) Whitefish:

(A) Open December 1 through the last day in February for whitefish only.

(B) Whitefish gear rules.

(301) **Sinlahekin Creek (Okanogan County)**: From Palmer Lake to Cecile Creek Bridge:

(a) Open the Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(c) Whitefish:

(i) Open December 1 through the last day in February for whitefish only.

(ii) Whitefish gear rules.

(302) **Skookum Lake, North (Pend Oreille County)**: Open the fourth Saturday in April through October 31.

(303) **Skookum Lake, South (Pend Oreille County)**:

(a) Open the fourth Saturday in April through October 31.

(b) It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(304) **Snake River**:

(a) Tributaries except Palouse River, Tucannon River, Asotin Creek, and Grande Ronde River: Closed waters.

(b) Columbia River rules apply downstream of the Burbank-to-Pasco railroad bridge at Snake River mile 1.5.

(c) Within 400 feet of the base of any dam: Closed waters.

(d) Within a 400 foot radius around the fish ladder entrance at Lyons Ferry Hatchery: Closed waters.

(e) Within a 200 foot radius upstream of the fish ladder exit above Lower Granite Dam: Closed waters.

(f) Within an area 1,200 feet downstream from the base of the west lock gate at Little Goose Dam on the south bank of the Snake River and 100 feet out into the river from the south river bank: Closed waters.

(g) Game fish: Open year-round; statewide minimum length/daily limit, except:

(i) Trout: Open the Saturday before Memorial Day through October 31.

(ii) Steelhead:

(A) Open July 1 through August 31; catch and release only. Barbless hooks required.

(B) Open September 1 through March 31; Daily limit 3 hatchery steelhead; barbless hooks required.

(C) April 1 through June 30; closed to fishing.

- (305) **Snipe Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (306) **Snipes Creek (Benton County)**: Selective gear rules.
- (307) **South Columbia Basin Irrigation PE16.4 spillway at the Ringold Springs access downstream 400' towards the Columbia River. (46°30'20.0"N 119°15'28.7"W) (Franklin County)**: Closed waters.
- (308) **Spectacle Lake (Okanogan County)**: Open April 1 through September 30.
- (309) **Spokane River (Spokane County)**: From Nine Mile Dam upstream to the Idaho/Washington state line:
- (a) Selective gear rules.
 - (b) Open the Saturday before Memorial Day through March 15.
 - (c) Game fish: Release all fish, except: Hatchery rainbow trout: Daily limit 2.
- (310) **Sprague Lake (Adams/Lincoln counties)**:
- (a) The following waters are closed waters:
 - (i) Cow Creek.
 - (ii) The marsh at the southwest end of the lake from the lakeside edge of the reeds, including Cow Creek, to Danekas Road.
 - (iii) The small bay at the southeast end of the lake.
 - (b) All other waters southwest of the southwest tip of Harper Island: Closed from October 1 through April 30.
 - (c) Game fish: Statewide minimum length/daily limit except:
 - (i) Crappie: Minimum length 9 inches.
 - (ii) Crappie and bluegill: Combined limit of 25 fish.
- (311) **Spring Creek (Benton County)**: Selective gear rules.
- (312) **Spring Hill Reservoir (Black Lake, Lower Wheeler Reservoir) (Chelan County)**:
- (a) Open the fourth Saturday in April through October 31.
 - (b) Selective gear rules.
 - (c) It is unlawful to fish from a floating device equipped with an internal combustion motor.
 - (d) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1, minimum length 18 inches.
- (313) **Spring Lake (Columbia County)**: It is unlawful to fish from any floating device.
- (314) **Spring Lakes (Upper and Lower) (Grant County)**: Open March 1 through September 30.
- (315) **Springdale Pond (Lucky Duck Pond) (Stevens County)**: Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.
- (316) **Spruce Creek (tributary to South Fork Tieton River) (Yakima County)**: Closed waters.
- (317) **Starvation Lake (Stevens County)**: Open the fourth Saturday in April through October 31.
- (318) **Starzman Lakes (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (319) **Stehekin River (Chelan County)**: From the mouth (Powerline crossing) upstream and tributaries:
- (a) Selective gear rules.
 - (b) Game fish: Statewide minimum length/daily limit, except: Release wild cutthroat.
- (320) **Stratford/Brook Lake (Grant County)**: Open March 1 through September 30.

(321) **Sugarloaf Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(322) **Sullivan Creek and tributaries (Pend Oreille County)**:

(a) Game fish: Statewide minimum length/daily limit, except: Release cutthroat trout.

(b) Selective gear rules.

(323) **Sullivan Lake (Pend Oreille County)**: Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 2; minimum length 14 inches.

(324) **Summit Lake (Okanogan County)**: Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.

(325) **Summit Lake (Stevens County)**: Open the fourth Saturday in April through October 31.

(326) **Swan Lake (Ferry County)**: It is unlawful to use lead weights or lead jigs that measure 1 1/2 inch or less along the longest axis.

(327) **Swauk Creek and tributaries (Kittitas County)**: Selective gear rules.

(328) **Taneum Creek and tributaries (Kittitas County)**: Selective gear rules.

(329) **Teal Lakes (North and South) (Grant/Adams counties)**: Open the fourth Saturday in April through September 30.

(330) **Teanaway River (Kittitas County), and tributaries except North Fork**: Selective gear rules.

(331) **Teanaway River, North Fork (Kittitas County)**:

(a) From the mouth to Beverly Creek and tributaries; including Beverly Creek:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release trout.

(b) From Beverly Creek to the impassable waterfall at the end of USFS Road 9737: Closed waters.

(332) **Tern Lake (Grant County)**:

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.

(333) **Thirtymile Creek (tributary to Chewuch River) (Okanogan County)**: From mouth upstream to falls (approximately 700 feet): Closed waters.

(334) **Tieton River (Yakima County)**:

(a) It is permissible to fish up to the base of Tieton (Rimrock) Dam.

(b) Selective gear rules apply.

(335) **Tieton River, North Fork (Yakima County)**:

(a) From mouth to USFS Road 740 Bridge:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(b) The Clear Lake spillway channel: Closed waters.

(c) From the USFS Road 740 Bridge to Clear Lake Dam: Closed waters.

(d) The mainstem and tributaries including that portion of the river that flows through the dry lakebed of Rimrock Reservoir, upstream of Clear Lake:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(336) **Tieton River, South Fork (Yakima County)**: From the bridge on USFS Road 1200 to bridge on USFS road 1070: Closed waters.

(337) **Tillicum Creek (tributary to Mad River) (Chelan River)**:

(a) From mouth to the intersection of USFS 5800 and USFS 5808: Closed waters.

(b) From the intersection of USFS 5800 and USFS 5808 upstream (upstream 2.25 miles) including tributaries: Selective gear rules.

(338) **Touchet River and tributaries (Columbia/Walla Walla counties)**:

(a) From the mouth to the confluence of the North and South Forks:

(i) All tributaries: Closed waters.

(ii) Game fish: Open the Saturday before Memorial Day through April 15; statewide minimum length/daily limit, except:

(A) November 1 through April 15: Release all fish except steelhead.

(B) August 1 through April 15: Hatchery steelhead daily limit 3, barbless hooks required.

(b) From the confluence of the North and South Forks upstream including both forks, Robinson Fork, and Wolf Fork:

(i) All other tributaries: Closed waters.

(ii) Open the Saturday before Memorial Day through August 31.

(iii) Selective gear rules.

(339) **Trout Lake (Ferry County)**: Open the fourth Saturday in April through October 31.

(340) **Tucannon River (Columbia County)**:

(a) All tributaries are closed waters, except Pataha Creek.

(b) Mouth upstream to Tucannon Hatchery Road Bridge:

(c) Game fish: Open the Saturday before Memorial Day through April 15; statewide minimum length/daily limit, except:

(i) November 1 through April 15: Release all fish except steelhead.

(ii) August 1 through April 15: Hatchery steelhead daily limit 3, barbless hooks required.

(d) Tucannon Hatchery Bridge to 500 feet above intake for Rainbow Lake: Closed waters.

(e) 500 feet above intake for Rainbow Lake to Cow Camp Bridge:

(i) Open the Saturday before Memorial Day through August 31.

(ii) Selective gear rules.

(f) Cow Camp Bridge upstream: Closed waters.

(341) **Tucquala Lake (Kittitas County)**:

(a) Open the Saturday before Memorial Day through October 31.

(b) Statewide stream rules apply.

(342) **Twentymile Creek (tributary to Chewuch River) (Okanogan County)**: From the mouth upstream to falls (approximately 0.75 miles): Closed waters.

(343) **Twin Lakes, tributaries, and Twin Lakes Creek (outlet stream) to the confluence with the Napeequa River (Chelan County)**: Closed waters.

(344) **Twisp River (Okanogan County)**:

(a) Mouth to War Creek:

(i) Open the Saturday before Memorial Day through August 15.

(ii) Selective gear rules.

(iii) Release all fish.

(b) Twisp River tributaries from War Creek upstream except North Creek and North Fork Twisp River:

(i) Selective gear rules.

- (ii) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (iii) Release all fish.
- (c) From War Creek upstream: Closed waters.
- (345) **Twisp River, North Fork (Okanogan County)**: From mouth to falls including tributaries: Closed waters.
- (346) **Umtanum Creek (Kittitas County)**: Selective gear rules.
- (347) **Union Creek (Yakima County)**: From the mouth to the falls: Closed waters.
- (348) **Upper Wheeler Reservoir (Chelan County)**:
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Fly fishing only.
 - (c) It is unlawful to fish from a floating device equipped with a motor.
 - (d) Release all fish.
- (349) **Vic Meyers (Rainbow) Lake (Grant County)**:
 - (a) Open the fourth Saturday in April through September 30.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (350) **Walla Walla River (Walla Walla County)**: From mouth to Washington/Oregon stateline:
 - (a) All tributaries except Touchet River and Mill Creek: Closed waters.
 - (b) Game fish: Open year-round; statewide minimum length/daily limit, except for trout and steelhead:
 - (i) Trout: Open the Saturday before Memorial day through October 31; statewide minimum length/daily limit.
 - (ii) Steelhead:
 - (A) Open the Saturday before Memorial Day through July 31; daily limit 2 hatchery steelhead.
 - (B) Open August 1 through April 15; daily limit 3 hatchery steelhead, barbless hooks required.
- (351) **Wannacut Lake (Okanogan County)**: Open the fourth Saturday in April through October 31.
- (352) **Wapato Lake (Chelan County)**: Open the fourth Saturday in April through October 31.
- (353) **Ward Lake (Ferry County)**:
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Eastern brook trout count as part of trout daily limit.
- (354) **Warden Lake (Grant County)**: Open the fourth Saturday in April through September 30.
- (355) **Warden Lake, South (Grant County)**: Open the fourth Saturday in April through September 30.
- (356) **Washburn Island Pond (Okanogan County)**:
 - (a) Open April 1 through September 30.
 - (b) An internal combustion motor may be attached to a floating device, but cannot be used.
- (357) **Washburn Lake (Okanogan County)**:
 - (a) Open the fourth Saturday in April through October 31.
 - (b) Game fish: Statewide minimum length/daily limit, except: Trout: Daily limit 1; minimum length 18 inches.
 - (c) Selective gear rules.
 - (d) It is unlawful to fish from a floating device equipped with an internal combustion motor.
- (358) **Watson Lake (Columbia County)**:
 - (a) Open March 1 through November 30.

(b) It is unlawful to fish from any floating device.

(359) Wenaha River tributaries:

(a) Open the Saturday before Memorial Day through August 31.

(b) Selective gear rules.

(360) Wenas Creek (Yakima County): From the mouth to Wenas Lake, including tributaries: Selective gear rules.

(361) Wenatchee Lake (Chelan County):

(a) Selective gear rules.

(b) Game fish: Statewide minimum length/daily limit, except:

(i) Release trout.

(ii) Steelhead: Closed to fishing.

(iii) Kokanee: Closed to fishing.

(362) Wenatchee River (Chelan County):

(a) From the mouth to the Icicle Road Bridge:

(i) Game fish: Closed to fishing.

(ii) Salmon: Open August 1 through September 30:

(A) Daily limit 6; up to 2 adult hatchery Chinook may be retained.

(B) Release sockeye, coho, and wild adult Chinook.

(iii) Night closure.

(iv) Selective gear rules, except bait allowed.

(b) From Icicle Road Bridge upstream to Lake Wenatchee: Closed waters.

(363) Whitepine Creek (Chelan County): From the mouth to Whitepine Creek Falls (1 mile upstream of mouth) and tributaries: Closed waters.

(364) White River (Chelan County): From the mouth to White River Falls and tributaries, except Napeequa River: Closed waters.

(365) Widgeon Lake (Grant County): Open the fourth Saturday in April through September 30.

(366) Williams Lake (Spokane County): Open the fourth Saturday in April through September 30.

(367) Williams Lake (Stevens County): Open the Friday after Thanksgiving through March 31.

(368) Wilson Creek (Kittitas County): From BNSF railroad bridge upstream: Selective gear rules.

(369) Winchester Wasteway (Grant County) (that portion within the Winchester Game Reserve): Open March 1 through September 30.

(370) Wolf Creek (Methow River tributary) (Okanogan County): Closed waters.

(371) Yakima River (Yakima County):

(a) Downstream of Highway 240 Bridge ~~((7))~~: Columbia River rules apply.

(b) From the Highway 240 Bridge to ~~((the downstream side of the westbound I-82 Bridge))~~ 400 feet downstream of the Horn Rapids (Wanawish) Dam:

(i) Open March 1 through October 31.

~~((+))~~ (ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for salmon and steelhead.

(v) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(c) From 400 feet downstream of the Horn Rapids (Wanawish) Dam to the dam: Closed waters.

(d) From the Horn Rapids (Wanawish) Dam to 200 feet downstream of the USBR Chandler Powerhouse:

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for salmon and steelhead.

(v) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(e) From 200 feet downstream of the USBR Chandler Powerhouse to 200 feet upstream of the Chandler Powerhouse:

(i) Open March 1 through August 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for steelhead.

(v) September 1 through October 31: Closed waters.

(f) From 200 feet upstream of the Chandler Powerhouse to the downstream side of the westbound I-82 Bridge in Prosser:

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iv) Barbless hooks required for salmon and steelhead.

(v) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(g) From the downstream side of the westbound I-82 Bridge in Prosser to the Grant Avenue Bridge in Prosser (~~downstream approximately 1.25 miles to the downstream side of the westbound I-82 Bridge~~):

(i) Open March 1 through October 31.

(ii) Chumming is permissible.

(iii) Fishing from a floating device is prohibited September 1 through October 31.

(iv) Game fish: Statewide minimum size/daily limit, except: Release trout.

(v) Barbless hooks required for salmon and steelhead.

(vi) Salmon: Open September 1 through October 31.

(A) Daily limit 6; up to 2 adults may be retained.

(B) Release all salmon other than Chinook and coho.

(C) Night closure.

(h) From Grant Avenue Bridge to Prosser Dam: Closed waters.

(i) From Prosser Dam to Highway 223 Bridge:

(i) Open March 1 through October 31.

(ii) Game fish: Statewide minimum size/daily limit, except: Release trout.

(iii) Barbless hooks required for steelhead.

(j) From Highway 223 Bridge to (~~3,500 feet below Roza Dam~~):

400 feet below the Sunnyside (Parker) Dam:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.

(iii) Whitefish:(A) Open December 1 through the last day in February for whitefish only.(B) Whitefish gear rules.(k) From 400 feet below the Sunnyside (Parker) Dam to the dam: Closed waters.(l) From the Sunnyside (Parker) Dam to the Yakima Avenue-Terrace Heights Bridge:(i) Selective gear rules.(ii) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.(iii) Whitefish:(A) Open December 1 through the last day in February for whitefish only.(B) Whitefish gear rules.(m) From Yakima Avenue-Terrace Heights Bridge upstream 400 feet: Closed waters.~~((i))~~ (n) From 400 feet upstream of the Yakima Avenue-Terrace Heights Bridge to 3,500 feet below Roza Dam:(i) Selective gear rules.~~((iii))~~ (ii) Game fish: Statewide minimum length/daily limit, except: Trout: Minimum length 14 inches.~~((iv))~~ (iii) Whitefish:(A) Open December 1 through the last day in February for whitefish only.(B) Whitefish gear rules.~~((g))~~ (o) From 3,500 feet below Roza Dam to Roza Dam: Closed waters.~~((h))~~ (p) From Roza Dam to the U.S. Bureau of Reclamation restricted area signs: Open year-round.(i) Selective gear rules.(ii) Internal combustion motors are prohibited.(iii) Game fish: Statewide minimum length/daily limit, except: Release trout.(iv) Whitefish: December 1 through the last day in February: Whitefish gear rules.(q) From the U.S. Bureau of Reclamation restricted area signs to the boat launch ramp on the Roza Access Area (approximately 1.3 river miles): Open year-round.(i) Selective gear rules.(ii) Game fish: Statewide minimum length/daily limit, except: Release trout.(iii) Whitefish: December 1 through the last day in February: Whitefish gear rules.(r) From the boat launch ramp on the Roza Access Area (approximately 1.3 river miles) to 400 feet below Easton Dam; including the portion of Wilson Creek from the mouth upstream to the BNSF railroad bridge: Open year-round.(i) ~~((It is permissible to fish from floating devices equipped with motors only from the U.S. Bureau of Reclamation restricted area signs at Roza Dam upstream to the boat launch ramp on the Roza Access Area (approximately 1.3 river miles)).~~~~((ii))~~ Selective gear rules.~~((iii))~~ (ii) Game fish: Statewide minimum length/daily limit, except: Release trout.~~((iv))~~ (iii) Whitefish: December 1 through the last day in February: Whitefish gear rules.

((i)) (s) From 400 feet below Easton Dam to the dam: Closed waters.

(t) From Easton Dam to the base of Keechelus Dam including Easton Lake:

(i) Selective gear rules.

(ii) Game fish: Statewide minimum length/daily limit, except: Release rainbow and cutthroat trout.

(372) **Yakima Sportsmen's Park Ponds (Yakima County):** Open to juvenile anglers, senior anglers, and anglers with a disability who possess a designated harvester companion card only.

(373) **Yocum Lake (Pend Oreille County):**

(a) Open the fourth Saturday in April through October 31.

(b) It is unlawful to use lead weights or lead jigs that measure 1.5 inches or less along the longest axis.

(c) It is unlawful to fish from a floating device equipped with an internal combustion motor.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 22-05-066 (Order 22-06), § 220-312-050, filed 2/11/22, effective 7/1/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 21-14-067 (Order 21-95), § 220-312-050, filed 7/2/21, effective 8/2/21; WSR 20-14-052 (Order 20-97), § 220-312-050, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 20-03-130 (Order 20-09), § 220-312-050, filed 1/17/20, effective 2/17/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-312-050, filed 7/12/19, effective 8/12/19. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.04.130. WSR 19-03-003 (Order 19-01), § 220-312-050, filed 1/2/19, effective 2/2/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 18-15-065 (Order 18-163), § 220-312-050, filed 7/16/18, effective 8/16/18. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.12.047. WSR 18-06-045 (Order 18-30), § 220-312-050, filed 3/1/18, effective 4/1/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-17-029, § 220-312-050, filed 8/8/17, effective 9/8/17; WSR 17-05-112 (Order 17-04), recodified as § 220-312-050, filed 2/15/17, effective 3/18/17; WSR 16-23-002 (Order 16-280), § 220-310-195, filed 11/2/16, effective 12/3/16. Statutory Authority: RCW 77.04.012 and 77.12.047. WSR 16-06-073 (Order 16-30), § 220-310-195, filed 2/26/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 15-13-081 (Order 15-177), § 220-310-195, filed 6/12/15, effective 7/13/15. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 15-06-065 and 15-06-006 (Order 15-033), § 220-310-195, filed 3/4/15 and 2/20/15, effective 7/1/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 220-310-195, filed 7/25/14, effective 8/25/14. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 14-04-120 (Order 14-26), § 220-310-195, filed 2/4/14, effective 3/7/14.]

OTS-4536.2

AMENDATORY SECTION (Amending WSR 22-14-054, filed 6/29/22, effective 7/30/22)

WAC 220-312-060 Freshwater exceptions to statewide rules—Columbia. The following exceptions to statewide rules apply to the Columbia River, including impoundments and all connecting sloughs, except Wells Ponds:

(1) **General Columbia River rules:**

(a) In the concurrent waters of the Columbia River between Washington and Oregon, the license of either state is valid when fishing from a vessel.

(i) Anglers must comply with the fishing regulations of the state in which they are fishing.

(ii) This subsection does not allow an angler licensed in Oregon to fish on the Washington shore, or in the sloughs or tributaries in Washington except as otherwise provided by department rule.

(iii) Anglers fishing the Columbia River are restricted to one limit, as defined by the laws of the state in which they are fishing, even if they are licensed by both states.

(b) It is unlawful to possess in the field salmon or steelhead mutilated so that size, species, or fin clip cannot be determined until the angler has reached their automobile or principal means of land transportation and completed his or her daily angling.

(c) Salmon and trout handling rules provided in WAC 220-310-100 apply to the Columbia River, except from February 15 through June 15 in the mainstem Columbia from the Rocky Point/Tongue Point line upstream to the Washington-Oregon border where WAC 220-310-100 applies only to anglers fishing from vessels less than 30 feet in length (as substantiated by Coast Guard documentation or Marine Board registration).

(d) From Buoy 10 to the Washington/Oregon border:

(i) From August 1 through December 31, each angler aboard a vessel may deploy salmon/steelhead angling gear until the salmon/steelhead limit for all anglers aboard has been achieved.

(ii) Barbless hooks are required for salmon and steelhead.

(e) Open year-round unless otherwise provided.

(f) Year-round night closure for salmon and steelhead fishing from Buoy 10 to (~~Chief Joseph~~) Priest Rapids Dam.

(2) **Rules by river section:**

(a) Fishing from the north jetty is permissible when Marine Area 1 or Buoy 10 areas are open for salmon, and the limit and minimum size restrictions follow the most liberal regulations if both areas are open. Only single point barbless hooks may be used for salmon and steelhead.

(b) **From a true north-south line through Buoy 10 to the Megler Astoria Bridge:**

(i) The Youngs Bay Control Zone is defined as those waters southerly of a line originating on the Oregon shore at the east end of the seawall at the Warrenton Fiber log yard (approximately river mile 10.1) northeasterly through green navigation buoys 29, 31, 33, and 35A to the center of the Astoria-Megler Bridge abutment adjacent to, and north of the ship channel, and continuing southerly in line with the center of the Megler Bridge span to the Oregon shore.

(ii) The Youngs Bay Control Zone is closed to recreational angling from August 1 through September 15.

- (iii) Game fish: Statewide minimum length/daily limit, except: Release trout.
- (iv) Salmon and steelhead:
- (A) April 1 through July 31: Closed.
- (B) Open August 1 through August ((24)) 20:
- (I) Daily limit 2; of which only 1 may be a Chinook.
- (II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.
- (III) Chinook minimum length 24 inches.
- (IV) Coho minimum length 16 inches.
- (C) August 21 through August 23: Closed.
- (D) Open August ((25)) 24 through ((September 7)) August 27:
- (I) Daily limit 2; of which 1 may be a Chinook.
- (II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.
- (III) Chinook minimum length 24 inches.
- (IV) Coho minimum length 16 inches.
- ~~((D))~~ (E) August 28 through August 29: Closed.
- (F) Open August 30 through September 4:
- (I) Daily limit 2; of which 1 may be a Chinook.
- (II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.
- (III) Chinook minimum length 24 inches.
- (IV) Coho minimum length 16 inches.
- (G) Open September ((8)) 5 through September 30:
- (I) Daily limit 3.
- (II) Release all salmon and steelhead except hatchery coho.
- (III) Coho minimum length 16 inches.
- ~~((E))~~ (H) Open October 1 through October 31:
- (I) Daily limit 6; up to 3 may be adults (~~salmon, of which 1 may be a Chinook~~).
- (II) Release all salmon and steelhead except ~~((Chinook and))~~ hatchery coho.
- (III) Salmon minimum length 12 inches.
- ~~((F))~~ (I) Open November 1 through December 31:
- (I) Daily limit 6; up to 3 adults (~~(, of which up to 1 may be a Chinook and up to 1))~~ including no more than 2 hatchery steelhead may be retained.
- (II) Release all salmon except ~~((Chinook and))~~ hatchery coho.
- (III) Salmon minimum length 12 inches.
- ~~((G))~~ (J) Open January 1 through March 31:
- (I) Daily limit 6; up to 2 adult salmon, or 2 hatchery steelhead, or 1 of each, may be retained.
- (II) Release all salmon except hatchery Chinook.
- (v) Shad:
- (A) April 1 through May 15: Closed.
- (B) Open May 16 through March 31.
- (vi) Forage fish and bottomfish: Marine Area 1 general rules apply; eulachon closed.
- (c) **From the Megler Astoria Bridge to a projected line from Rocky Point on the Washington bank through Red Buoy 44 to the red navigation marker 2 at Tongue Point on the Oregon bank:**
- (i) Game fish: Statewide minimum length/daily limit, except: Release trout.
- (ii) Salmon and steelhead:
- (A) April 1 through June 15: Closed.
- (B) Open from June 16 through July 31:

- (I) Daily limit 6; up to 1 hatchery steelhead may be retained.
 (II) Release all salmon except hatchery jack Chinook.
 (III) Salmon minimum length 12 inches.
 (C) Open August 1 through August ((24)) 20:
 (I) Daily limit 2; of which 1 may be a Chinook.
 (II) Release all salmon and steelhead except hatchery coho and hatchery Chinook.
 (III) Chinook minimum length 24 inches.
 (IV) Coho minimum length 16 inches.
 (D) August 21 through August 23: Closed.
 (E) Open August ((25)) 24 through ((September 7)) August 27:
 (I) Daily limit 2; of which 1 may be a Chinook.
 (II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.
 (III) Chinook minimum length 24 inches.
 (IV) Coho minimum length 16 inches.
 ((-E)) (F) August 28 through August 29: Closed.
 (G) Open ((September 8)) August 30 through September ((30)) 4:
 (I) Daily limit 2; of which 1 may be a Chinook.
 (II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.
 (III) Chinook minimum length 24 inches.
 (IV) Coho minimum length 16 inches.
 (H) Open September 5 through September 30:
 (I) Daily limit 3.
 (II) Release all salmon and steelhead except hatchery coho.
 (III) Coho minimum length 16 inches.
 ((-F)) (I) Open October 1 through October 31:
 (I) Daily limit 6; up to 3 may be adults ((salmon of which 1 may be a Chinook)).
 (II) Release all salmon and steelhead except ((Chinook and)) hatchery coho.
 (III) Salmon minimum length 12 inches.
 ((-G)) (J) Open November 1 through December 31:
 (I) Daily limit 6; up to 3 adults ((, of which up to 1 may be a Chinook and up to)) including no more than 2 hatchery steelhead may be retained.
 (II) Release all salmon except ((Chinook and)) hatchery coho.
 (III) Salmon minimum length 12 inches.
 ((-H)) (K) Open January 1 through March 31:
 (I) Daily limit 6; up to 2 adult salmon, or 2 hatchery steelhead or 1 of each may be retained.
 (II) Release all salmon except hatchery Chinook.
 (iii) Shad:
 (A) April 1 through May 15: Closed.
 (B) Open May 16 through March 31.
 (iv) Forage fish and bottomfish: Marine Area 1 general rules apply; eulachon closed.
 (d) **From a line at Rocky Point on the Washington bank through Red Buoy 44 to red navigation marker 2 at Tongue Point on the Oregon bank upstream to a line at the west end of Puget Island projected from green navigation marker 39 on the Washington bank to green navigation marker 41, then to red navigation marker 42, and terminating at red navigation marker 44A on the Oregon bank includes Blind Slough Select Area and Knappa Slough Select Area:**
 (i) Blind Slough Select Area and Knappa Slough Select Area:

(A) 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.

~~((i))~~ (B) 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.

~~((A))~~ (C) Game fish: Statewide minimum length/daily limit, except: Release trout.

~~((B))~~ (D) Salmon: Daily limit is 2 adult salmon or 2 steelhead or 1 of each and 5 jacks. No more than 2 daily jack limits in possession. ~~12~~ 12 inches minimum size. Release all salmon other than hatchery Chinook, hatchery coho, and hatchery steelhead. Use of barbed hooks allowed.

~~((C))~~ (E) Shad: Open year-round.

~~((iii))~~ (ii) Game fish: Statewide minimum size/daily limit, except:

(A) Trout: Open May 16 through March 31:

(B) Daily limit 2 hatchery cutthroat; minimum length 12 inches.

(C) Release all trout except hatchery cutthroat.

(D) Barbless hooks required for cutthroat trout.

~~((iv))~~ (iii) Salmon and steelhead:

(A) April 1 through May 15: Closed.

(B) Open May 16 through June 15:

(I) Daily limit 6; up to 2 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open August 1 through August ~~((24))~~ 20:

(I) Daily limit 6; up to 2 may be adults of which 1 may be a Chinook ~~((may be retained))~~.

(II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.

(E) August 21 through August 23: Closed.

(F) Open August ~~((25))~~ 24 through ~~((September 7))~~ August 27:

(I) Daily limit 6; up to 2 may be adults ~~((salmon))~~ of which ~~((only))~~ 1 may be a Chinook.

(II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.

(III) Salmon minimum length 12 inches.

~~((F))~~ (G) August 28 through August 29: Closed.

(H) Open ~~((September 8))~~ August 30 through September ~~((30))~~ 4:

(I) Daily limit 6; up to 2 may be adults of which 1 may be a Chinook.

(II) Release all salmon and steelhead except hatchery Chinook and hatchery coho.

(III) Salmon minimum length 12 inches.

(I) Open September 5 through October 31:

(I) Daily limit 6; up to 3 may be adults.

(II) Release all salmon and steelhead except hatchery coho.

(III) Coho minimum length 12 inches.

~~((G) Open October 1 through October 31:~~

~~(I) Daily limit 6; up to 3 may be adult salmon, of which 1 may be a Chinook.~~

~~(II) Release all salmon and steelhead except Chinook and hatchery coho.~~

~~(H))~~ (J) Open November 1 through December 31:

(I) Daily limit 6; up to 3 may be adults ~~(, of which up to 1 may be a Chinook and up to)~~ including no more than 2 hatchery steelhead may be retained.

(II) Release all salmon except ~~((Chinook and))~~ hatchery coho.

~~((I))~~ (K) Open January 1 through March 31:

(I) Daily limit 6; up to 2 adult salmon or 2 hatchery steelhead or 1 of each may be retained.

(II) Release all salmon except hatchery Chinook.

~~((v))~~ (iv) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(e) **From a line at the west end of Puget Island projected from green navigation marker 39 on the Washington bank to green navigation marker 41, then to red navigation marker 42, and terminating at red navigation marker 44A on the Oregon bank, upstream to the Longview Bridge:**

(i) Game fish: Statewide minimum size/daily limit, except:

(A) Trout: Open May 16 through March 31.

(B) Release all trout except hatchery cutthroat.

(C) Daily limit 2 hatchery cutthroat; minimum length 12 inches.

(D) Barbless hooks are required for cutthroat trout.

(ii) Salmon and steelhead:

(A) April 1 through May 15: Closed.

(B) Open May 16 through June 15:

(I) Daily limit 6; up to 2 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open August 1 through September ~~((7))~~ 4:

(I) Daily limit 6; up to 2 may be adults ~~((salmon,))~~ of which 1 may be a Chinook ~~((may be retained))~~.

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(E) September ~~((8))~~ 5 through September 30: Closed.

(F) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults ~~((salmon, of which 1 may be a Chinook may be retained))~~.

(II) Release all salmon and steelhead except ~~((Chinook and))~~ hatchery coho.

(G) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon, ~~((of which 1 may be a Chinook))~~ or 2 hatchery steelhead or 1 of each may be retained.

(II) Release all salmon except ~~((Chinook and))~~ hatchery coho.

(H) Open January 1 through March 31:

(I) Daily limit 6; up to 2 adult salmon or 2 hatchery steelhead or 1 of each may be retained.

(II) Release all salmon except hatchery Chinook.

(iii) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(f) **From the Longview Bridge to a line projected from the Warrior Rock lighthouse through Red Buoy 4 to the marker atop the piling dolphin located at the downstream end of Bachelor Island on the Washington shore (Warrior Rock line):**

(i) Game fish: Statewide minimum size/daily limit, except:

(A) Trout: Open May 16 through March 31.

(B) Release all trout except hatchery cutthroat.

(C) Daily limit 2 hatchery cutthroat; minimum length 12 inches.

(D) Barbless hooks are required for cutthroat trout.

(ii) Salmon and steelhead:

(A) April 1 through May 15: Closed.

(B) Open May 16 through June 15:

(I) Daily limit 6; up to 2 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open August 1 through September ((7)) 4:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(E) September ((8)) 5 through September 30: Closed.

(F) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~(salmon, of which 1 may be a Chinook may be retained)~~).

(II) Release all salmon and steelhead except (~~(Chinook and)~~) hatchery coho.

(G) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon, of which (~~(1 may be a Chinook or)~~) 2 hatchery steelhead (~~(or 1 of each)~~) may be retained.

(II) Release all salmon except (~~(Chinook and)~~) hatchery coho.

(H) Open January 1 through March 31:

(I) Daily limit 6; up to 2 adult salmon or 2 hatchery steelhead or 1 of each may be retained.

(II) Release all salmon except hatchery Chinook.

(iii) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(g) **From a line projected from the Warrior Rock lighthouse through Red Buoy 4 to the marker atop the piling dolphin located at the downstream end of Bachelor Island on the Washington shore (Warrior Rock line) to the I-5 Bridge:**

(i) Game fish: Statewide minimum size/daily limit, except:

(A) Trout: Open May 16 through March 31.

(B) Release all trout except hatchery cutthroat.

(C) Daily limit 2 hatchery cutthroat; minimum length 12 inches.

(D) Barbless hooks are required for cutthroat trout.

(ii) Salmon and steelhead:

(A) April 1 through May 15: Closed.

(B) Open May 16 through June 15:

(I) Daily limit 6; up to 2 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open August 1 through September ((13)) 14:

(I) Daily limit 6; up to 2 may be adults ((salmon)) of which 1 may be a Chinook ((~~may be retained~~)).

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(E) September ((14)) 15 through September 30: Closed.

(F) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults ((salmon of which 1 may be a Chinook may be retained)).

(II) Release all salmon and steelhead except ((Chinook and)) hatchery coho.

(G) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon, ((of which 1 may be a Chinook)) or 2 hatchery steelhead or 1 of each may be retained.

(II) Release all salmon except ((Chinook and)) hatchery coho.

(H) Open January 1 through March 31:

(I) Daily limit 6; up to 2 adult salmon or 2 hatchery steelhead or 1 of each may be retained.

(II) Release all salmon except hatchery Chinook.

(iii) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(h) **From the I-5 Bridge to a line crossing the Columbia from Navigation Marker 82 on the Oregon shore westerly to the boundary marker on the Washington shore upstream of Fir Point 9 miles downstream from Bonneville Dam:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) April 1 through June 15: Closed.

(B) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open August 1 through September ((13)) 14:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(D) September ((14)) 15 through September 30: Closed.

(E) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults ((salmon of which 1 may be a Chinook may be retained)).

(II) Release all salmon and steelhead except ((Chinook and)) hatchery coho.

(F) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon ((of which 1 may be a Chinook)), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except ((Chinook and)) hatchery coho.

(G) January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(iii) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(i) **Camas Slough:**

(i) It is permissible for an angler licensed in Oregon or Washington to fish from a floating device.

(ii) In the waters of the Columbia River downstream from the mouth of the Washougal River, north of Lady Island, and downstream of the Highway 14 Bridge at the upstream end of Lady Island.

(iii) Additional angling rules for Camas Slough are the same as the special rules or effective emergency rule in the adjacent mainstem Columbia.

(j) From a line between the upstream end of Sand Island (near Rooster Rock) on the Columbia River, to the boundary marker on the Oregon shore, downstream to a line between the lower end of Sand Island and the boundary marker on the Oregon shore:

(i) January 1 through April 30: Closed waters.

(ii) Game fish:

(A) Open May 1 through December 31.

(B) Statewide minimum size/daily limit, except: Release all trout.

(iii) Salmon and steelhead:

(A) May 1 through June 15: Closed.

(B) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open August 1 through September (~~13~~) 14:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook (~~may be retained~~).

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(D) September (~~14~~) 15 through September 30: Closed.

(E) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) hatchery coho.

(F) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~of which 1 may be a Chinook~~), 1 or 2 hatchery steelhead, 1 or 1 of each may be retained.

(II) Release all salmon except (~~Chinook and~~) hatchery coho.

(G) January 1 through April 30: Closed waters.

(iv) Shad:

(A) May 1 through May 15: Closed.

(B) Open May 16 through December 31.

(k) From a line crossing the Columbia from Navigation Marker 82 on the Oregon shore westerly to the boundary marker on the Washington shore upstream of Fir Point 9 miles downstream from Bonneville Dam to Beacon Rock:

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) April 1 through June 15: Closed.

(B) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open August 1 through September (~~13~~) 14:

(I) Daily limit 6; up to 2 may be adults (~~salmon~~) of which 1 may be a Chinook (~~may be retained~~).

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(D) September (~~14~~) 15 through September 30: Closed.

(E) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) hatchery coho.

(F) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~of which 1 may be a Chinook~~), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except (~~Chinook and~~) hatchery coho.

(G) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(iii) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(l) From Beacon Rock to a line from the Hamilton Island boat ramp to an Oregon boundary marker on the westernmost point of Robins Island to a marker on the Oregon mainland shore:

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) April 1 through June 15: Closed.

(B) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open August 1 through September (~~13~~) 14:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(D) September (~~14~~) 15 through September 30: Closed.

(E) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) hatchery coho.

(F) November 1 through December 31: Closed.

(G) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(iii) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(m) From a line from the Hamilton Island boat ramp to an Oregon boundary marker on the westernmost point of Robins Island to a marker on the Oregon mainland shore to a line projected from a boundary marker about 4,000 feet downstream from the fish ladder at the new Bonneville Dam Powerhouse south to the downstream end of Cascade Island and across to the Oregon angling boundary on Bradford Island (about 850 feet downstream from the fish ladder):

(i) It is unlawful to fish from any floating device.

(ii) Closed to any method of angling except hand-casted gear from shore.

(iii) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(iv) Salmon and steelhead:

(A) April 1 through June 15: Closed.

(B) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open August 1 through September ((13)) 14:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(D) September ((14)) 15 through September 30: Closed.

(E) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults ((salmon of which 1 may be a Chinook may be retained)).

(II) Release all salmon and steelhead except ((Chinook and)) hatchery coho.

(F) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon ((of which 1 may be a Chinook)) 1 or 2 hatchery steelhead 1 or 1 of each may be retained.

(II) Release all salmon except ((Chinook and)) hatchery coho.

(G) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(v) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(n) **Inside the south navigation lock at Bonneville Dam, from a marker on the westernmost point of Robins Island to a marker on the Oregon mainland shore:** Closed waters.

(o) **From a boundary marker about 4,000 feet downstream from the fish ladder at the new Bonneville Dam Powerhouse south to the downstream end of Cascade Island and across to the Oregon angling boundary on Bradford Island (about 850 feet downstream from the fish ladder) to a point 600 feet below the fish ladder at Bonneville Dam powerhouse:**

(i) It is unlawful to fish from any floating device.

(ii) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(iii) Salmon and steelhead:

(A) April 1 through June 15: Closed.

(B) Open June 16 through July 31:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open August 1 through September ((13)) 14:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook ((may be retained)).

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(D) September ((14)) 15 through September 30: Closed.

(E) Open October 1 through October 31:

(I) Daily limit 6; up to 2 may be adults ((salmon of which 1 may be a Chinook may be retained)).

(II) Release all salmon and steelhead except ((Chinook and)) hatchery coho.

(F) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon ((of which 1 may be a Chinook)) 1 or 2 hatchery steelhead 1 or 1 of each may be retained.

(II) Release all salmon except ((Chinook and)) hatchery coho.

(G) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(iv) Shad:

(A) April 1 through May 15: Closed.

(B) Open May 16 through March 31.

(p) **From a point 600 feet below the fish ladder at the new Bonneville Dam Powerhouse to the upstream line of Bonneville Dam:** Closed waters.

(q) **From Bonneville Dam to the Hood River Bridge:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open from March 16 through June 15: Bank fishing only.

(B) When open from March 16 through June 15: Only hand-cast lines may be used.

(C) When open from March 16 through June 15: It is unlawful to use a floating device to set lines for salmon and steelhead.

(D) When open from August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(E) April 1 through June 15: Closed.

(F) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(G) Open July 1 through July 31:

(I) Daily limit 6; 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(H) Open August 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook (~~may be retained~~).

(II) Release all salmon and steelhead except Chinook and hatchery coho.

(I) Open October 16 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) hatchery coho.

(J) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~of which 1 may be a Chinook~~), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except (~~Chinook and~~) hatchery coho.

(K) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(r) **Waters within 1/4 mile of the USFWS Spring Creek Hatchery grounds between posted markers located 1/4 mile on either side of the fish ladder entrance:** Closed waters.

(s) **From Hood River Bridge to the Tower Island power lines:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open from March 16 through June 15: Bank fishing only.

(B) When open from March 16 through June 15: Only hand-cast lines may be used.

(C) When open from March 16 through June 15: It is unlawful to use a floating device to set lines for salmon and steelhead.

(D) When open from August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(E) April 1 through June 15: Closed.

(F) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(G) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(H) Open August 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook (~~may be retained~~).

(II) Release all salmon and steelhead except Chinook and coho.

(I) Open October 16 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) coho.

(J) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~of which 1 may be a Chinook~~), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except (~~Chinook and~~) coho.

(K) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(t) **From Tower Island power lines to a line from the east (upstream) dock at the Port of The Dalles boat ramp straight across to a boundary marker on the Washington shore (approximately 1.8 miles below The Dalles Dam):**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open from August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) April 1 through June 15: Closed.

(C) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(E) Open August 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook (~~may be retained~~).

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) coho.

(G) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~of which 1 may be a Chinook~~), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except ((Chinook and)) coho.

(H) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(u) **From a line from the east (upstream) dock at the Port of The Dalles boat ramp straight across to a boundary marker on the Washington shore to the upstream side of the Interstate (Highway 197) Bridge:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open from August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) April 1 through June 15: Closed.

(C) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(E) Open August 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except ((Chinook and)) coho.

(G) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~of which 1 may be a Chinook~~), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except ((Chinook and)) coho.

(H) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(v) **From the Washington shore from the upstream side of the Interstate (Highway 197) Bridge to the navigation lock wall:**

(i) It is unlawful to fish from a floating device.

(ii) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(iii) Salmon and steelhead:

(A) When open from August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) April 1 through June 15: Closed.

(C) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(D) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(E) Open August 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through October 31:

(I) Daily limit 6; up to 2 may be adults (~~(salmon of which 1 may be a Chinook may be retained)~~).

(II) Release all salmon and steelhead except (~~(Chinook and)~~) coho.

(G) Open November 1 through December 31:

(I) Daily limit 6; up to 2 adult salmon (~~(of which 1 may be a Chinook)~~), or 2 hatchery steelhead, or 1 of each may be retained.

(II) Release all salmon except (~~(Chinook and)~~) coho.

(H) Open January 1 through March 31:

(I) Daily limit 2 hatchery steelhead.

(II) Release all salmon.

(w) From the Interstate (Highway 197) Bridge to the upstream line of The Dalles Dam except the Washington shore from the upstream side of the Interstate Bridge to the navigation lock wall: Closed waters.

(x) From The Dalles Dam to a line starting from a fishing boundary sign on the Washington north shore located approximately 1,300 feet upstream of The Dalles Dam and Lock boat ramp projected easterly across the Columbia River to a boundary sign on the Washington southern shore located approximately 200 feet above the fish ladder exit:

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead: Closed.

(y) From a line starting from a fishing boundary sign on the Washington north shore located approximately 1,300 feet upstream of The Dalles Dam and Lock boat ramp projected easterly across the Columbia River to a boundary sign on the Washington southern shore located approximately 200 feet above the fish ladder exit to the west end of the grain silo at Rufus, Oregon 2.4 miles downstream of John Day Dam:

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(D) Open August 1 through August 31:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.

(II) Release all salmon except Chinook and coho.

(E) September 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through December 31:

(I) Daily limit 6; up to 2 may be adults (~~(salmon of which 1 may be a Chinook may be retained)~~).

(II) Release all salmon and steelhead except (~~(Chinook and)~~) coho.

(G) January 1 through June 15: Closed.

(z) **From the west end of the grain silo at Rufus, Oregon 2.4 miles downstream of John Day Dam to markers approximately 3,000 feet downstream of John Day Dam:**

- (i) Game fish: Statewide minimum size/daily limit, except: Release all trout.
- (ii) Salmon and steelhead:
 - (A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.
 - (B) Open June 16 through June 30:
 - (I) Daily limit 6; up to 1 hatchery steelhead may be retained.
 - (II) Release all salmon except hatchery jack Chinook.
 - (C) Open July 1 through July 31:
 - (I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.
 - (II) Release all salmon except hatchery Chinook.
 - (D) Open August 1 through August 31:
 - (I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.
 - (II) Release all salmon except Chinook and coho.
 - (E) September 1 through October 15:
 - (I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.
 - (II) Release all salmon and steelhead except Chinook and coho.
 - (F) Open October 16 through December 31:
 - (I) Daily limit 6; up to 2 may be adults (~~(salmon of which 1 may be a Chinook may be retained)~~).
 - (II) Release all salmon and steelhead except (~~(Chinook and)~~) coho.
- (G) January 1 through June 15: Closed.

(aa) **From markers approximately 3,000 feet downstream of John Day Dam to 400 feet below the fishway entrance:**

- (i) It is unlawful to fish from a floating device.
- (ii) Game fish: Statewide minimum size/daily limit, except: Release all trout.
- (iii) Salmon and steelhead:
 - (A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.
 - (B) Open June 16 through June 30:
 - (I) Daily limit 6; up to 1 hatchery steelhead may be retained.
 - (II) Release all salmon except hatchery jack Chinook.
 - (C) Open July 1 through July 31:
 - (I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.
 - (II) Release all salmon except hatchery Chinook.
 - (D) Open August 1 through August 31:
 - (I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.
 - (II) Release all salmon except Chinook and coho.
 - (E) September 1 through October 15:
 - (I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.
 - (II) Release all salmon and steelhead except Chinook and coho.
 - (F) Open October 16 through December 31:
 - (I) Daily limit 6; up to 2 may be adults (~~(salmon of which 1 may be a Chinook may be retained)~~).

(II) Release all salmon and steelhead except ((Chinook and)) coho.

(G) January 1 through June 15: Closed.

(bb) **From 400 feet below the John Day Dam fishway entrance to the upstream line of John Day Dam:** Closed waters.

(cc) **From John Day Dam to a line from the grain elevators at Patterson Ferry Road on the Oregon shore, straight across to a marker on the Washington shore at the west end of the old concrete foundation:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(D) Open August 1 through August 31:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.

(II) Release all salmon except Chinook and coho.

(E) September 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through December 31:

(I) Daily limit 6; up to 2 may be adults ((salmon of which 1 may be a Chinook may be retained)).

(II) Release all salmon and steelhead except ((Chinook and)) coho.

(G) January 1 through June 15: Closed.

(dd) **From a line from the grain elevators at Patterson Ferry Road on the Oregon shore, straight across to a marker on the Washington shore at the west end of the old concrete foundation to the Interstate 82/Highway 395 Bridge:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(D) Open August 1 through August 31:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.

(II) Release all salmon except Chinook and coho.

(E) September 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through December 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) coho.

(G) January 1 through June 15: Closed.

(ee) **From the Interstate 82/Highway 395 Bridge to a red and white marker on the Oregon shore on a line that intersects the downstream end of the wingwall of the boat lock near the Washington shore:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(D) Open August 1 through August 31:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.

(II) Release all salmon except Chinook and coho.

(E) September 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through December 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) coho.

(G) January 1 through June 15: Closed.

(ff) **From a line across the river from the red and white marker on the Oregon shore on a line that intersects the downstream end of the wingwall of the boat lock near the Washington shore to the upstream line of McNary Dam: Closed waters.**

(gg) **From McNary Dam to Highway 730 at Washington/Oregon border:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(D) Open August 1 through August 31:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.

(II) Release all salmon except Chinook and coho.

(E) September 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through December 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) coho.

(G) January 1 through June 15: Closed.

(hh) **From Highway 730 at Washington/Oregon border to the Highway 395 Bridge at Pasco:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Salmon and steelhead:

(A) When open August 1 through October 15: Anti-snagging rule applies. When the anti-snagging rule is in effect, only fish hooked inside the mouth may be retained.

(B) Open June 16 through June 30:

(I) Daily limit 6; up to 1 hatchery steelhead may be retained.

(II) Release all salmon except hatchery jack Chinook.

(C) Open July 1 through July 31:

(I) Daily limit 6; up to 2 adult salmon or 1 hatchery steelhead and 1 adult salmon may be retained.

(II) Release all salmon except hatchery Chinook.

(D) Open August 1 through August 31:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be Chinook and 1 hatchery steelhead may be retained.

(II) Release all salmon except Chinook and coho.

(E) September 1 through October 15:

(I) Daily limit 6; up to 2 adult salmon of which 1 may be a Chinook may be retained.

(II) Release all salmon and steelhead except Chinook and coho.

(F) Open October 16 through December 31:

(I) Daily limit 6; up to 2 may be adults (~~salmon of which 1 may be a Chinook may be retained~~).

(II) Release all salmon and steelhead except (~~Chinook and~~) coho.

(G) January 1 through June 15: Closed.

(ii) **From the Highway 395 Bridge at Pasco to Columbia Point (1/3 mile downstream of the Interstate 182 Bridge):**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon: Open (~~August 16~~) September 1 through October 31: Daily limit 6; up to ((2)) 1 adult salmon may be retained. Release all salmon except Chinook and coho.

(jj) **Within a 400 foot radius of the Columbia Irrigation District (CID) fish barrier at the mouth of the CID wasteway at Columbia Park:** Closed waters.

(kk) **From Columbia Point (1/3 mile downstream of the Interstate 182 Bridge) to the Interstate 182 Bridge:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon:

(A) Open July 1 through July 15:

(I) Daily limit 6; up to 2 may be adults. Release wild adult Chinook.

(II) Richland/Benton County side of river. Bank fishing only. Hand-casted lines from shore only.

(B) Open September 1 through October 31: Daily limit 6; up to 1 adult salmon may be retained. Release all salmon except Chinook and coho.

(ll) From the Interstate 182 Bridge to WDFW markers 1/4 mile downstream from the South Columbia Basin Irrigation PE16.4 wasteway (Ringold wasteway) outlet:

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Open October 1 through March 31: (~~Statewide minimum size/daily limit except~~) Daily limit 1. Steelhead must be both adipose fin clipped and ventral fin clipped to be retained.

(iii) Salmon:

(A) Open July 1 through August 15:

(I) Daily limit 6 salmon; up to 2 may be adults.

(II) Release wild adult Chinook.

(B) Open August 16 through December 31:

(I) Daily limit 6; up to ~~(2)~~ 1 may be an adult(~~s~~).

(II) Release all salmon other than Chinook and coho.

~~((ll))~~ **(mm) West Branch Esquatzel Coulee Block 1 Irrigation Wasteway Lagoon in the Columbia River:**

(i) September 1 through November 30: Closed waters.

(ii) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(iii) Steelhead: Closed to fishing for or retaining.

(iv) Salmon:

(A) Open July 1 through August 15:

(B) Daily limit 6 salmon; up to 2 may be adults.

(C) Release wild adult Chinook.

(v) Open August 16 through August 31:

(A) Daily limit 6; up to ~~(2 adult salmon may be retained)~~ 1 may be an adult.

(B) Release all salmon except Chinook and coho.

~~((mm))~~ **(nn) From WDFW markers 1/4 mile downstream from the South Columbia Basin Irrigation PE16.4 wasteway (Ringold wasteway) outlet to WDFW markers 1/2 mile upstream from Ringold Springs Hatchery Creek:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead:

(A) Open October 1 through March 31: (~~Statewide minimum size/daily limit except~~) Daily limit 1. Steelhead must be both adipose fin clipped and ventral fin clipped to be retained.

(B) Open April 1 through April 15: (~~Statewide minimum size/daily limit except~~) Daily limit 1. Steelhead must be both adipose fin clipped and ventral fin clipped to be retained. Open only to fishing from the bank on the hatchery side of the river (~~only~~).

(iii) Salmon:

(A) Open July 1 through August 15:

(I) Daily limit 6 salmon; up to 2 may be adults.

(II) Release wild adult Chinook.

(B) Open August 16 through December 31:

(I) Daily limit 6; up to ((2)) 1 may be an adult((s)).

(II) Release all salmon other than Chinook and coho.

~~((nn))~~ (oo) **Between the markers located 100 feet upstream and 100 feet downstream of the Ringold Springs Hatchery Creek, and extending 100 feet towards the middle of the river: Closed waters.**

~~((oo))~~ (pp) **From WDFW markers 1/2 mile upstream from Ringold Springs Hatchery Creek to the Old Hanford townsite powerline crossing:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Open October 1 through March 31: ~~((Statewide minimum size/daily limit except))~~ Daily limit 1. Steelhead must be both adipose fin clipped and ventral fin clipped to be retained.

(iii) Salmon:

(A) Open July 1 through August 15:

(I) Daily limit 6 salmon; up to 2 may be adults.

(II) Release wild adult Chinook.

(B) Open August 16 through December 31:

(I) Daily limit 6; up to ((2)) 1 may be an adult((s)).

(II) Release all salmon other than Chinook and coho.

~~((pp))~~ (qq) **From the Old Hanford townsite powerline crossing to Vernita Bridge (Highway 24):**

(i) Open February 1 through October 15.

(ii) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(iii) Steelhead: Closed to fishing for or retaining.

(iv) Salmon:

(A) Open July 1 through August 15:

(I) Daily limit 6 salmon; up to 2 may be adults.

(II) Release wild adult Chinook.

(B) Open August 16 through October 15:

(I) Daily limit 6; up to ((2)) 1 may be an adult((s)).

(II) Release all salmon other than Chinook and coho.

~~((qq))~~ (rr) **From Vernita Bridge (Highway 24) to 400 feet downstream of the Priest Rapids Hatchery outlet channel (Jackson Creek):**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon:

(A) Open July 1 through August 15:

(I) Daily limit 6 salmon; up to 2 may be adults.

(II) Release wild adult Chinook.

(B) Open August 16 through October 15:

(I) Daily limit 6; up to ((2)) 1 may be an adult((s)).

(II) Release all salmon other than Chinook and coho.

~~((rr))~~ (ss) **From the marker 400 feet downstream of the mouth of the Priest Rapids Hatchery outlet channel (Jackson Creek) to boundary markers 650 feet below the fish ladders at Priest Rapids Dam:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon:

(A) Open July 1 through August 15:

(I) Daily limit 6 salmon; up to 2 may be adults.

(II) Release wild adult Chinook.

(B) Open August 16 through October 15:

(I) Daily limit 6; up to ((2)) 1 may be an adult((s)).

(II) Release all salmon other than Chinook and coho.

((-ss-)) (tt) **At Priest Rapids Hatchery outlet channel (Jackson Creek) extending to midstream of the Columbia River between boundary markers located 400 feet downstream of outlet channel to 100 feet upstream: Closed waters.**

((-tt-)) (uu) **From boundary markers 650 feet below the fish ladders at Priest Rapids Dam to the upstream line of the dam: Closed waters.**

((-uu-)) (vv) **From Priest Rapids Dam to a line from boundary markers 750 feet downstream of the east fish ladder and 500 feet downstream of west fish ladder at Wanapum Dam:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon:

(A) Open July 1 through August 31:

(I) Daily limit 6; up to 2 adult hatchery Chinook and up to ((2)) 4 sockeye may be retained.

(II) Release coho and wild adult Chinook.

(B) Open September 1 through October 15: Daily limit 6 Chinook only; up to 2 adults may be retained. Release all other salmon.

((-vv-)) (ww) **From a line from boundary markers 750 feet downstream of the east fish ladder and 500 feet downstream of the west fish ladder to the Wanapum Dam: Closed waters.**

((-ww-)) (xx) **From the Wanapum Dam to boundary markers 400 feet downstream of the fish ladders at Rock Island Dam:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon:

(A) Open July 1 through August 31:

(I) Daily limit 6; up to 2 adult hatchery Chinook and up to ((2)) 4 sockeye.

(II) Release coho and wild adult Chinook.

(B) Open September 1 through October 15: Daily limit 6 Chinook only; up to 2 adults may be retained. Release all other salmon.

((-xx-)) (yy) **From the boundary markers 400 feet downstream of the fish ladders at Rock Island Dam to the upstream line of the dam: Closed waters.**

((-yy-)) (zz) **From the upstream line of Rock Island Dam to boundary markers 400 feet downstream of the Rocky Reach Dam fish ladders:**

(i) Game fish: Statewide minimum size/daily limit, except: Release all trout.

(ii) Steelhead: Closed to fishing for or retaining.

(iii) Salmon: Open July 1 through October 15:

(A) Daily limit 6; up to 2 adult hatchery Chinook and up to ((2)) 4 sockeye.

(B) Release coho and wild adult Chinook.

((-zz-)) (aaa) **From boundary markers 400 feet downstream of the Rocky Reach Dam fish ladders to the upstream line of Rocky Reach Dam: Closed waters.**

((-aaa-)) (bbb) **From the upstream line of Rocky Reach Dam to boundary markers 400 feet downstream of the spawning channel discharge (on Chelan County side) and fish ladder at Wells Dam (on Douglas County side):**

- (i) Game fish: Statewide minimum size/daily limit, except: Release all trout.
- (ii) Steelhead: Closed to fishing for or retaining.
- (iii) Salmon: Open July 1 through October 15:
- (A) Daily limit 6; up to 2 adult hatchery Chinook and up to ~~((2))~~ 4 sockeye.
- (B) Release coho and wild adult Chinook.
- ~~((bbb))~~ (ccc) **From the boundary markers 400 feet downstream of the spawning channel discharge (on Chelan County side) and fish ladder at Wells Dam (on Douglas County side) to the upstream line of Wells Dam:** Closed waters.
- ~~((eee))~~ (ddd) **From Wells Dam to Highway 173 Bridge at Brewster:**
- (i) Game fish: Statewide minimum size/daily limit, except: Hatchery trout: Open July 16 through August 15. Minimum size 12 inches. Daily limit 10. Barbless hooks required.
- (ii) Steelhead: Closed to fishing for or retaining.
- (iii) Salmon: Open July 16 through September 30:
- (A) Daily limit 6; up to 2 adult hatchery Chinook and up to ~~((2))~~ 4 sockeye.
- (B) Release coho and wild adult Chinook.
- ~~((ddd))~~ (eee) **From Highway 173 Bridge at Brewster to the Highway 17 Bridge:**
- (i) Game fish: Statewide minimum size/daily limit, except: Hatchery trout: Open July 1 through August 15. Minimum 12 inches. Daily limit 10. Barbless hooks required.
- (ii) Steelhead: Closed to fishing for or retaining.
- (iii) Salmon: Open July 1 through October 15:
- (A) Daily limit 6; up to 2 adult hatchery Chinook and up to ~~((2))~~ 4 sockeye.
- (B) Release coho and wild adult Chinook.
- ~~((eee))~~ (fff) **From the Highway 17 Bridge to the Corps of Engineers safety marker on the Douglas County shore to the rock jetty at the upstream shoreline of Foster Creek:**
- (i) From the Okanogan County shore between Chief Joseph Dam and the Highway 17 Bridge: Closed waters.
- (ii) From the Douglas County shore from Chief Joseph Dam to the rock jetty at the upstream shoreline of Foster Creek: Closed waters.
- (iii) It is unlawful to fish from a floating device downstream of Chief Joseph Dam from the boundary marker to the Corps of Engineers safety zone marker.
- (iv) Hatchery trout: Open July 1 through August 15. Minimum 12 inches. Daily limit 10. Barbless hooks required.
- (v) Steelhead: Closed to fishing for or retaining.
- (vi) Salmon: Open July 1 through October 15:
- (A) Daily limit 6; up to 2 adult hatchery Chinook and up to ~~((2))~~ 4 sockeye.
- (B) Release coho and wild adult Chinook.
- ~~((fff))~~ (ggg) **Above Chief Joseph Dam:** See Rufus Woods Lake in WAC 220-312-050.
- ~~((ggg))~~ (hhh) **Above Grand Coulee Dam:** See Lake Roosevelt in WAC 220-312-050.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-054 (Order 22-114), § 220-312-060, filed 6/29/22, effective 7/30/22. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 22-05-066 (Order 22-06), § 220-312-060, filed 2/11/22, effective 7/1/22. Statutory Authority: RCW

77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 21-14-067 (Order 21-95), § 220-312-060, filed 7/2/21, effective 8/2/21; WSR 20-14-052 (Order 20-97), § 220-312-060, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-312-060, filed 7/12/19, effective 8/12/19. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.04.130. WSR 19-03-003 (Order 19-01), § 220-312-060, filed 1/2/19, effective 2/2/19. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 18-15-065 (Order 18-163), § 220-312-060, filed 7/16/18, effective 8/16/18. Statutory Authority: RCW 77.04.012, 77.04.020, and 77.12.047. WSR 18-06-045 (Order 18-30), § 220-312-060, filed 3/1/18, effective 4/1/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 17-17-029, § 220-312-060, filed 8/8/17, effective 9/8/17; WSR 17-05-112 (Order 17-04), recodified as § 220-312-060, filed 2/15/17, effective 3/18/17; WSR 16-14-038 (Order 16-158), § 220-310-200, filed 6/28/16, effective 7/29/16. Statutory Authority: RCW 77.04.012 and 77.12.047. WSR 16-06-073 (Order 16-30), § 220-310-200, filed 2/26/16, effective 7/1/16. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 15-13-081 (Order 15-177), § 220-310-200, filed 6/12/15, effective 7/13/15. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 15-06-065 and 15-06-006 (Order 15-033), § 220-310-200, filed 3/4/15 and 2/20/15, effective 7/1/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 220-310-200, filed 7/25/14, effective 8/25/14. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.055, and 77.12.047. WSR 14-04-120 (Order 14-26), § 220-310-200, filed 2/4/14, effective 3/7/14.]

OTS-4522.2

AMENDATORY SECTION (Amending WSR 22-14-054, filed 6/29/22, effective 7/30/22)

WAC 220-313-060 Puget Sound salmon—Saltwater seasons and daily limits. (1) It is unlawful to fish for or possess salmon taken by angling for personal use except from the following Puget Sound areas and during the seasons, in the quantities, and for the species designated in this section, and in the sizes as defined in WAC 220-313-010. An area is open when a daily limit is provided. Puget Sound waters west of the mouth of the Sekiu River are managed concurrent with ocean waters under WAC 220-313-070.

(2) **Catch Record Card Area 5:**

(a) May 1 through June 30: Closed.

(b) Open July 1 through August 15:

(i) Daily limit 2 salmon; up to 1 may be a Chinook.

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

(c) Open August 16 through September ((28)) 30:

(i) Daily limit 2 salmon.

(ii) Release chum, Chinook and wild coho.

(d) ((September 29 through last day in February: Closed.

(e) ~~Open March 1~~) October 1 through October 15:

- (i) Daily limit 2 salmon.
- (ii) Release chum and Chinook.
- (e) October 16 through March 31: Closed.
- (f) Open April 1 through April 30:
 - (i) Daily limit 2 salmon; up to 1 may be a Chinook.
 - (ii) Release chum, coho, and wild Chinook.
- (3) Catch Record Card Area 6:**
 - (a) May 1 through June 30: Closed.
 - (b) Open July 1 through August 15:
 - ~~((i))~~ (i) Daily limit 2 salmon (~~(; up to 1 may be a Chinook)~~).
 - ~~((ii))~~ (ii) Release chum, wild Chinook and wild coho.
 - ~~((iv))~~ (iii) Waters east of a true north-south line through the Number 2 Buoy immediately east of Ediz Hook: Release all Chinook.
 - (c) Waters of Port Angeles Harbor west of a line from the tip of Ediz Hook to the ITT Rayonier Dock: Closed July 1 through August 15.
 - (d) Open August 16 through September ~~((28))~~ 30:
 - (i) Daily limit 2 salmon.
 - (ii) Release chum, Chinook and wild coho.
 - (e) ~~((September 29))~~ Open October 1 through October 15:
 - (i) Daily limit 2 salmon.
 - (ii) Release chum and Chinook.
 - (f) October 16 through April 30: Closed except in Dungeness Bay as described in this section.
 - ~~((f))~~ (g) Waters of Dungeness Bay inside a line from Dungeness Spit Lighthouse to the Number 2 Red Buoy, and then to the Port Williams Boat Ramp are closed except:
 - (i) Open October 1 through October 31.
 - (ii) Daily limit 2 hatchery coho only.
- (4) Catch Record Card Area 7:**
 - (a) May 1 through July ~~((13))~~ 12: Closed.
 - (b) Open July ~~((14))~~ 13 through July ~~((16))~~ 15:
 - (i) Daily limit 2 salmon; up to 1 may be a hatchery Chinook.
 - (ii) Release chum, wild coho, and wild Chinook.
 - (c) Waters of Rosario Strait and Eastern Strait of Juan de Fuca closure area described in WAC 220-313-020(7): Closed to salmon fishing July 1 through September 30.
 - (d) July ~~((17))~~ 16 through ~~((August 15))~~ July 31: Closed.
 - (e) Open August ~~((16))~~ 1 through ~~((September 30))~~ August 31:
 - (i) Daily limit 2 salmon.
 - (ii) Release chum, Chinook, and wild coho.
 - (f) Open September 1 through September 30:
 - (i) Daily limit 2 salmon; up to 1 may be a coho.
 - (ii) Release chum and Chinook.
 - (g) Lummi Bay: Waters east of a line from Gooseberry Point to Sandy Point: Closed the Tuesday after Labor Day through September 30.
 - ~~((g))~~ (h) October 1 through April 30: Closed.
 - ~~((h))~~ (i) Closed to salmon fishing in Samish Bay area described in WAC 220-313-020(7).
 - ~~((i))~~ (j) Waters of Bellingham Bay described in WAC 220-313-020(1):
 - (i) July 1 through August 15: Closed.
 - (ii) Open August 16 through September 30: Daily limit 4 salmon (~~(; up to 2 may be Chinook salmon)~~).
 - (iii) October 1 through April 30: Closed.
 - (5) Catch Record Card Area 8-1:**
 - (a) May 1 through July 31: Closed.
 - (b) Open August 1 through ~~((October 9))~~ September 30:

- (i) Daily limit 2 salmon.
- (ii) Release Chinook and chum.
- (c) October ~~((10))~~ 1 through April 30: Closed.

(6) Catch Record Card Area 8-2:

(a) ~~((Year-round:))~~ May 1 through July 31: Closed, except waters described in this subsection.

(b) Waters west of Tulalip Bay and within 2,000 feet of shore from the pilings at Old Bower's Resort to a fishing boundary marker approximately 1.4 miles northwest of Hermosa Point:

(i) Open May ~~((27))~~ 26 through September ~~((5))~~ 4; only from Friday through 11:59 a.m. the following Monday of each week. Daily limit 2 salmon.

(ii) Open September ~~((10))~~ 9 through September ~~((25))~~ 24; only from Saturdays through Sundays of each week. Daily limit 2 salmon.

(c) ~~((Waters from south of a line drawn from the base of the Mukilteo fishing pier northwesterly to the base of the Clinton ferry dock. Open August 13 through September 19:~~

~~(i) Daily limit 2 salmon.~~

~~(ii) Release Chinook, chum, and wild coho.))~~ Open August 1 through September 24:

(i) Daily limit 2 salmon; up to 1 may be a coho.

(ii) Release chum and Chinook.

(d) September 25 through April 30: Closed.

(7) Catch Record Card Area 9:

(a) May 1 through July ~~((13))~~ 12: Closed.

(b) Open July ~~((14))~~ 13 through July ~~((27))~~ 31, Thursdays through Saturdays only of each week:

(i) Daily limit 2 salmon; up to 1 may be a hatchery Chinook salmon.

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

(iii) Waters south of a line from Foulweather Bluff to Olele Point: Closed.

(c) Open ~~((July 28))~~ August 1 through ~~((August 15))~~ September 17:

(i) Daily limit 2 salmon ~~((; up to 1 may be a hatchery Chinook))~~.

(ii) Release chum, wild coho, and ~~((wild))~~ Chinook.

~~((iii) Waters south of a line from Foulweather Bluff to Olele Point: Closed.~~

~~(d) Open August 16 through September 25:~~

~~(i) Daily limit 2 salmon.~~

~~(ii) Release Chinook, chum, and wild coho.~~

~~(e) September 26))~~

(d) Open September 18 through September 30:

(i) Daily limit 2 salmon.

(ii) Release chum and Chinook.

(e) October 1 through April 30: Closed.

(f) Edmonds Fishing Pier:

(i) Open October 1 through July 31: Daily limit 2 salmon; up to 1 may be a Chinook salmon.

(ii) Open August 1 through September 30:

(A) Daily limit 2 salmon; up to 1 may be a Chinook salmon.

(B) Release chum.

(8) Catch Record Card Area 10:

(a) May 1 through ~~((June 15))~~ May 31: Closed.

(b) Open June ~~((16))~~ 1 through July ~~((13))~~ 12:

(i) Daily limit 2 salmon.

(ii) Release Chinook and chum.

(c) Open July ~~((14))~~ 13 through August 31:

(i) Daily limit 2 salmon; up to 1 may be a hatchery Chinook.

(ii) Release chum and wild Chinook.

(d) Open September 1 through (~~October 31~~) September 30:

(i) Daily limit 2 salmon.

(ii) Release Chinook and chum.

(e) Open October 1 through October 31:

(i) Daily limit 2 salmon.

(ii) Release Chinook.

(f) November 1 through (~~January 31~~) the last day of February:

Closed.

(~~(f)~~) (g) Open (~~February~~) March 1 through (~~March 31~~) April

15.

(i) Daily limit 2 salmon; up to 1 may be a hatchery Chinook.

(ii) Release chum and wild Chinook.

(~~(g)~~) (h) April (~~1~~) 16 through April 30: Closed.

(~~(h)~~) (i) Waters of Shilshole Bay southeast of a line from

Meadow Point to West Point: Closed July 1 through August 31.

(~~(i)~~) (j) West Elliott Bay: Waters of Elliott Bay between a line from West Point to Alki Point and a line from Duwamish Head to Pier 91.

(i) May 1 through (~~June 15~~) May 31: Closed.

(ii) Open June (~~16~~) 1 through June 30:

(A) Daily limit 2 salmon.

(B) Release Chinook and chum.

(iii) July 1 through August (~~31~~) 17: Closed.

(iv) Open (~~September 1~~) August 18 through (~~October 31~~) September 30:

(A) Daily limit 2 salmon.

(B) Release Chinook and chum.

(v) Open October 1 through October 31:

(A) Daily limit 2 salmon.

(B) Release Chinook.

(vi) November 1 through (~~January 31~~) the last day of February:

Closed.

(~~(vi)~~) (vii) Open (~~February 1~~) March 1 through (~~March 31~~)

April 15:

(A) Daily limit 2 salmon; up to 1 may be a Chinook.

(B) Release chum and wild Chinook.

(~~(vii)~~) (viii) April (~~1~~) 16 through April 30: Closed.

(~~(j)~~) (k) East Elliott Bay: Waters of Elliott Bay between a line from Duwamish Head to Pier 91 up to the mouth of the Duwamish River including Harbor Island (Duwamish Waterways).

(i) May 1 through May 31: Closed.

(ii) Open June (~~16~~) 1 through June 30:

(A) Daily limit 2 salmon.

(B) Release Chinook and chum.

(iii) July 1 through August (~~4~~) 3: Closed.

(iv) Open August (~~5~~) 4 through August 7 at 11:59 a.m. Daily limit 2 salmon. Release chum.

(v) August 7 at 12:00 p.m. through August (~~31~~) 17: Closed.

(vi) Open (~~September 1~~) August 18 through (~~October 31~~) September 30:

(A) Daily limit 2 salmon.

(B) Release Chinook and chum.

(vii) Open October 1 through October 31:

(A) Daily limit 2 salmon.

(B) Release Chinook.

~~(viii)~~ November 1 through ~~((January 31))~~ the last day in February: Closed.

~~((viii))~~ (ix) Open ~~((February 1))~~ March 1 through ~~((March 31))~~ April 15:

(A) Daily limit 2 salmon; up to 1 may be a Chinook.

(B) Release chum and wild Chinook.

~~((ix))~~ (x) April ~~((1))~~ 16 through April 30: Closed.

~~((k))~~ (l) Waters of Sinclair Inlet and Port Orchard south of the Manette Bridge in Bremerton, south of a line true west from Battle Point, and west of a line drawn true south from Point White:

(i) May 1 through ~~((June 15))~~ May 31: Closed.

(ii) Open June ~~((16))~~ 1 through ~~((June 30))~~ July 15:

(A) Daily limit 2 salmon.

(B) Release Chinook and chum.

(iii) Open July ~~((1))~~ 16 through September 30:

(A) Daily limit 3 salmon.

(B) Release chum and wild Chinook.

(iv) Open October 1 through October 31:

(A) Daily limit 2 salmon.

(B) Release Chinook ~~((and chum))~~.

(v) November 1 through ~~((January 31))~~ the last day of February: Closed.

(vi) Open ~~((February))~~ March 1 through ~~((March 31))~~ April 15:

(A) Daily limit 2 salmon; up to 1 may be a Chinook.

(B) Release wild Chinook.

(vii) April ~~((1))~~ 16 through April 30: Closed.

~~((l))~~ (m) Waters of Agate Pass west of a line from Point Monroe to Indianola and east of a line from Point Bolin to Battle Point: Fly fishing only, lead core lines prohibited, and catch and release from January 1 through March 31. April 1 through April 30: Closed.

~~((m))~~ (n) Elliott Bay Fishing Pier at Terminal 86, Seacrest Pier, Waterman Pier, Bremerton Boardwalk, and Illahee State Park Pier, open year-round: Daily limit 2 salmon; up to 1 may be a Chinook salmon. Release chum.

~~((n))~~ (o) Duwamish Waterway downstream from an east-west line projected through southernmost tip of Harbor Island to a line extending from Jack Block Park through the northernmost tip of Harbor Island extending to shore northeast of the North Waterway (47°35.47'N, 122°20.58'W), from July 1 through October 31 night closure, anti-snagging rule, and only fish hooked inside the mouth may be retained.

~~((o))~~ (p) Free-flowing freshwaters are closed downstream of the mouth at Gorst Creek, Blackjack Creek, Chico Creek, Curley Creek, Grovers Creek from July 1 through December 31.

(9) **Catch Record Card Area 11:**

(a) May 1 through May 31: Closed.

(b) Open June 1 through September 30: ~~((Wednesdays through Saturdays of each week))~~ Open Thursdays through Sundays only.

(i) Daily limit 2 salmon; up to 1 may be a hatchery Chinook.

(ii) Release chum and wild Chinook.

(c) Open October 1 through October 31:

(i) Daily limit 2 salmon.

(ii) Release Chinook ~~((and chum))~~.

(d) ~~((Open))~~ November 1 through ~~((December 31))~~:

~~(i) Daily limit 2 salmon.~~

~~(ii) Release coho, chum, and wild Chinook.~~

~~(e) January 1 through April 30: Closed.~~

~~(f))~~ the last day of February: Closed.

(e) Open March 1 through April 15:

(i) Daily limit 2 salmon.

(ii) Release chum and wild Chinook.

(f) April 16 through April 30: Closed.

(g) Waters of Commencement Bay east of a line from the Cliff House Restaurant to the Sperry Ocean Dock:

(i) June 1 through July 31: Closed.

(ii) Open August 1 through September 30:

(A) Daily limit 2 salmon; up to 1 may be a hatchery Chinook.

(B) Release chum and wild Chinook.

(C) Open (~~Wednesdays through Saturdays~~) Thursdays through Sundays only.

(iii) Open October 1 through October 31:

(A) Daily limit 2 salmon.

(B) Release Chinook (~~and chum.~~

~~(C) Open Wednesdays through Saturdays only)).~~

(iv) ~~((Open)) November 1 through ((December 31:~~

~~(A) Daily limit 2 salmon; up to 1 may be a Chinook.~~

~~(B) Release coho, chum, and wild Chinook.~~

~~(v) January 1)) the last day of February: Closed.~~

~~(v) Open March 1 through April (~~30: Closed.~~~~

~~(g)) 15:~~

~~(A) Daily limit 2 salmon; up to 1 may be a Chinook.~~

~~(B) Release coho, chum, and wild Chinook.~~

~~(vi) April 16 through April 30: Closed.~~

(h) Dash Point Dock, Les Davis Pier, Des Moines Pier, Redondo Pier, and Point Defiance Boathouse Dock: Open year-round. Daily limit 2 salmon; up to 1 may be a Chinook salmon. Release chum.

(10) **Catch Record Card Area 12:**

(a) May 1 through (~~June 30~~) July 9: Closed.

(b) In waters south of Ayock Point including waters within a 2,000-foot arc seaward of yellow buoys at the mouth of Finch Creek at Hoodsport Salmon Hatchery:

(i) Open July ((1)) 10 through September 30:

(A) Daily limit 4 salmon.

(B) Release chum and wild Chinook.

(ii) Open October 1 through October 15:

(A) Daily limit 4 salmon.

(B) Release chum and Chinook.

(iii) Open October 16 through October 31:

(A) Daily limit 4 salmon.

(B) Release Chinook.

(iv) Open November 1 through November 30:

(A) Daily limit 4 salmon.

(B) Release Chinook and coho.

(v) December 1 through April 30: Closed.

(vi) Waters within a 2,000-foot arc seaward of yellow buoys at the mouth of Finch Creek at Hoodsport Salmon Hatchery: It is unlawful to fish for or possess salmon taken from these waters from one hour after sunset to one hour before sunrise.

(vii) Those waters of Hood Canal inshore of the 2 yellow buoy markers to the mouth of Finch Creek, waters within the channel created by Finch Creek on exposed tideland and fishing from any Hoodsport Hatchery structure are closed except to persons with disabilities who permanently use a wheelchair and who have a designated harvester card may fish from the ADA-access site at the Hoodsport Salmon Hatchery, as long as persons follow all applicable department rules.

~~(c) In waters north of Ayock Point ((except waters north of a true east line from the mouth of Turner Creek to the Toandos Peninsula:~~

~~(i) July 1 through August 31: Closed.~~

~~(ii) Open September 1 through September 30):~~

(i) Open July 10 through July 31:

(A) Daily limit 4 salmon.

(B) Release chum and Chinook.

(C) No bait allowed, 1 single-point barbless hook measuring 1/2 inch or less from point to shank.

(ii) Open August 1 through September 30:

(A) Daily limit 4 salmon.

(B) Release chum and Chinook.

(iii) Open October 1 through October 15:

(A) Daily limit 4 salmon.

(B) Release chum and Chinook.

(iv) Open October 16 through October 31:

(A) Daily limit 4 salmon.

(B) Release Chinook.

(v) Open November 1 through November 30:

(A) Daily limit 4 salmon.

(B) Release Chinook and coho.

(vi) December 1 through April 30: Closed.

~~((d) In waters north of a true east line from the mouth of Turner Creek to the Toandos Peninsula (Quilcene Bay):~~

~~(i) Open August 1 through August 31: Daily limit 4 coho only. Release all other salmon.~~

~~(ii) Open September 1 through September 30:~~

~~(A) Daily limit 4 salmon.~~

~~(B) Release chum and Chinook.~~

~~(iii) Open October 16 through October 31:~~

~~(A) Daily limit 4 salmon.~~

~~(B) Release Chinook.~~

~~(iv) Open November 1 through November 30:~~

~~(A) Daily limit 4 salmon.~~

~~(B) Release Chinook and coho.~~

~~(v) December 1 through April 30: Closed.~~

~~(vi))~~ (vii) Waters north of a line true east from Broad Spit (Tarboo Bay): September ((19)) 16 through December 31: Closed.

~~((e))~~ (d) July 1 through October 15: Free-flowing freshwater is closed to all fishing downstream of the mouth of the Dewatto, Dosewal-lips, Duckabush, Hamma Hamma, and Skokomish rivers.

(11) Catch Record Card Area 13:

(a) Open May 1 through June 30:

(i) Daily limit 2 salmon.

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

(b) Open July 1 through September 30:

(i) Daily limit 2 salmon.

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

(iii) Chinook minimum length 20 inches.

(c) Open October 1 through April 30:

(i) Daily limit 2 salmon.

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

(d) Waters at the mouth of Minter Creek within 1,000 feet of the outer oyster stakes: April 16 through September 15: Closed.

(e) Waters of Budd Inlet south of the Fourth Avenue Bridge: Closed.

(f) Contiguous waters north of the Fourth Avenue Bridge and south of a line from the northwest corner of the Thriftway Market building and a point 100 yards north of the railroad bridge on the western shore: July 16 through October 31: Closed.

(g) Waters north of the Thriftway Market-railroad bridge line and south of a line projected due west from the KGY radio tower: July 16 through October 31: Night closure and anti-snagging rule.

(h) Fox Island Public Fishing Pier:

(i) Open May 1 through June 30: Daily limit 2 salmon; up to 1 may be a Chinook salmon. Release chum.

(ii) Open July 1 through September 30:

(A) Daily limit 2 salmon; up to 1 may be a Chinook salmon.

(B) Chinook minimum length 20 inches.

(C) Release chum.

(iii) Open October 1 through April 30: Daily limit 2 salmon; up to 1 may be a Chinook salmon. Release chum.

(12) A violation of this section is an infraction, punishable under RCW 77.15.160, unless the person has harvested salmon. If the person has harvested salmon, the violation is punishable under RCW 77.15.380, Unlawful recreational fishing in the second degree—Penalty, unless the salmon are taken in the amounts or manner to constitute a violation of RCW 77.15.370, Unlawful recreational fishing in the first degree—Penalty.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-054 (Order 22-114), § 220-313-060, filed 6/29/22, effective 7/30/22; WSR 21-14-067 (Order 21-95), § 220-313-060, filed 7/2/21, effective 8/2/21; WSR 20-14-052 (Order 20-97), § 220-313-060, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-313-060, filed 7/12/19, effective 8/12/19; WSR 18-15-065 (Order 18-163), § 220-313-060, filed 7/16/18, effective 8/16/18; WSR 17-16-109 (Order 17-147), § 220-313-060, filed 7/28/17, effective 8/28/17; WSR 17-05-112 (Order 17-04), amended and recodified as § 220-313-060, filed 2/15/17, effective 3/18/17; WSR 16-17-008 (Order 16-201), § 232-28-621, filed 8/4/16, effective 9/4/16; WSR 15-13-081 (Order 15-177), § 232-28-621, filed 6/12/15, effective 7/13/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 232-28-621, filed 7/25/14, effective 8/25/14; WSR 13-20-021 (Order 13-210), § 232-28-621, filed 9/23/13, effective 10/24/13. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 12-18-006 (Order 12-190), § 232-28-621, filed 8/23/12, effective 9/23/12; WSR 11-21-038 (Order 11-273), § 232-28-621, filed 10/11/11, effective 11/11/11; WSR 10-12-062 (Order 10-137), § 232-28-621, filed 5/27/10, effective 6/27/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-035 (Order 09-133), § 232-28-621, filed 7/8/09, effective 8/8/09; WSR 08-15-002 (Order 08-165), § 232-28-621, filed 7/3/08, effective 8/3/08; WSR 07-16-056, § 232-28-621, filed 7/26/07, effective 8/26/07. Statutory Authority: RCW 77.12.047. WSR 06-16-096 (Order 06-174), § 232-28-621, filed 7/31/06, effective 8/31/06; WSR 05-17-007 (Order 05-168), § 232-28-621, filed 8/3/05, effective 9/3/05; WSR 04-16-006 (Order 04-182), § 232-28-621, filed 7/22/04, effective 8/22/04; WSR 03-16-109 (Order 03-182), § 232-28-621, filed 8/6/03, effective 9/6/03; WSR 03-05-057 (Order 03-24), § 232-28-621, filed 2/14/03, effective 5/1/03; WSR 02-15-097 (Order 02-158), § 232-28-621,

filed 7/16/02, effective 8/16/02; WSR 02-08-048 (Order 02-53), § 232-28-621, filed 3/29/02, effective 5/1/02; WSR 01-14-001 (Order 01-107), § 232-28-621, filed 6/21/01, effective 7/22/01. Statutory Authority: 2000 c 107 § 7. WSR 00-16-091 (Order 00-134), amended and recodified as § 232-28-621, filed 7/31/00, effective 8/31/00. Statutory Authority: RCW 75.08.080. WSR 00-01-103 (Order 99-215), § 220-56-191, filed 12/16/99, effective 1/16/00. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 99-15-081 (Order 99-102), § 220-56-191, filed 7/20/99, effective 8/20/99; WSR 98-15-081 (Order 98-122), § 220-56-191, filed 7/15/98, effective 8/15/98; WSR 98-06-031, § 220-56-191, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080 and 75.12.040. WSR 97-18-035, § 220-56-191, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. WSR 96-11-078 (Order 96-44), § 220-56-191, filed 5/13/96, effective 6/13/96; WSR 95-12-027 (Order 95-46), § 220-56-191, filed 5/31/95, effective 7/1/95; WSR 94-14-069, § 220-56-191, filed 7/1/94, effective 8/1/94; WSR 93-14-043 (Order 93-36), § 220-56-191, filed 6/29/93, effective 7/30/93.]

OTS-4531.1

AMENDATORY SECTION (Amending WSR 22-14-054, filed 6/29/22, effective 7/30/22)

WAC 220-313-070 Coastal salmon—Saltwater seasons and daily limits. It is unlawful to take, fish for, or possess salmon taken by angling for personal use except from the following coastal areas, during the following seasons, in the quantities and the sizes provided for in WAC 220-313-010, and for the species designated in this section. An area is open when a daily limit is provided:

(1) **Willapa Bay (Catch Record Card Area 2-1):**

(a) Open concurrent with Area 2 as specified in WAC 220-313-075; otherwise closed, except as described in (b) of this subsection.

(b) Open August 1 through January 31:

(i) Daily limit 6 salmon; up to 2 may be adult salmon.

(ii) Release wild Chinook.

(iii) Waters of the Willapa Bay Control Zone area defined as waters east of a line drawn from Leadbetter Point (46°39.20'N, 124°3.516'W) due west to 46°39.20'N, 124°5.3'W then due north to the westerly most landfall on Cape Shoalwater (46°44.66'N, 124°5.3'W) and west from a line drawn from Leadbetter Point (46°39.20'N, 124°3.516'W) through green marker 11 to landfall: (~~Closed August 1 through September 30~~) Open.

(iv) Anglers in possession of a valid two-pole endorsement may use up to two lines while fishing.

(v) Waters north of a line from Toke Point channel marker 3 easterly through Willapa Harbor channel marker 13 (green) then, northeasterly to the power transmission pole located at 46°43.19'N, 123°50.83'W are closed August 1 through September 30.

(2) **Grays Harbor (Catch Record Card Area 2-2 east of the Buoy 13 line):**

(a) May 1 through July 31: Closed.

(b) Humptulips North Bay Fishery is defined as northerly of a line running from the south end of the eastern jetty at Ocean Shores Marina, then to a fishing boundary marker on Sand Island (46°57.52'N, 124°03.36'W) then to the Tripod Station located at 46°59.12'N, 124°00.72'W on Brackenridge Bluff. Open August 1 through September 15:

(i) Daily limit 1 salmon.

(ii) Release wild Chinook and wild coho.

(c) East Grays Harbor Fishery is defined as easterly of a projected line from the mouth of Johns River (Highway 105 bridge) to the Tripod Station on Brackenridge Bluff (46°59.12'N, 124°00.72'W) through channel marker 27 (green).

(i) Open September 16 through ~~((October 31))~~ November 30:

(A) Daily limit 2 salmon.

(B) Release Chinook.

(ii) ~~((Open November 1 through November 30:~~

~~(A) Daily limit 1 salmon.~~

~~(B) Release Chinook.~~

~~(iii))~~ Waters south of a line running from the south end of the eastern jetty at Ocean Shores Marina to the fishing boundary marker on Sand Island (46°57.52'N, 124°03.36'W) to the Tripod Station on Brackenridge Bluff (46°59.12'N, 124°00.72'W) and waters west of a line running from the Tripod Station on Brackenridge Bluff (46°59.12'N, 124°00.72'W) through channel marker 27 (green) to the mouth of Johns River (Highway 105 Bridge): Closed.

(d) Notwithstanding the provisions of this subsection, the Westport Boat Basin and Ocean Shores Boat Basin are open only August 16 through January 31:

(i) Daily limit 6 salmon; up to 4 may be adult salmon.

(ii) Release Chinook.

(iii) Night closure ~~((and))~~ rule in effect.

(iv) Anti-snagging rule in effect, except any hook where the weight is molded directly to the hook such as twitching jigs, swim jigs, or casting jigs are not allowed. Only single-point barbless hooks may be used.

(3) **Grays Harbor (Catch Record Card Area 2-2 west of the Buoy 13 line):** Closed, except open concurrent with openings of the Grays Harbor Control Zone as specified in WAC 220-313-075.

(4) A violation of this section is an infraction, punishable under RCW 77.15.160, unless the person has harvested salmon. If the person has harvested salmon, the violation is punishable under RCW 77.15.380 Unlawful recreational fishing in the second degree—Penalty, unless the salmon are taken in the amounts or manner to constitute a violation of RCW 77.15.370 Unlawful recreational fishing in the first degree—Penalty—Criminal wildlife penalty assessment.

[Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 22-14-054 (Order 22-114), § 220-313-070, filed 6/29/22, effective 7/30/22; WSR 21-14-067 (Order 21-95), § 220-313-070, filed 7/2/21, effective 8/2/21. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 20-22-101 (Order 20-242), § 220-313-070, filed 11/3/20, effective 12/4/20. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, and 77.12.047. WSR 20-14-052 (Order 20-97), § 220-313-070, filed 6/25/20, effective 7/26/20. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, and 77.12.047. WSR 19-15-050 (Order 19-139), § 220-313-070, filed 7/12/19, effective 8/12/19; WSR 18-15-065 (Order 18-163), §

220-313-070, filed 7/16/18, effective 8/16/18. Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 17-19-009 (Order 17-230), § 220-313-070, filed 9/7/17, effective 10/8/17. 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 § 220-313-070, filed 2/15/17, effective 3/18/17; WSR 16-14-038 (Order 16-158), § 232-28-620, filed 6/28/16, effective 7/29/16; WSR 15-13-081 (Order 15-177), § 232-28-620, filed 6/12/15, effective 7/13/15. Statutory Authority: RCW 77.04.012, 77.04.020, 77.04.055, 77.12.045, and 77.12.047. WSR 14-16-027 (Order 14-185), § 232-28-620, filed 7/25/14, effective 8/25/14; WSR 13-20-021 (Order 13-210), § 232-28-620, filed 9/23/13, effective 10/24/13. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. WSR 12-18-006 (Order 12-190), § 232-28-620, filed 8/23/12, effective 9/23/12; WSR 11-21-038 (Order 11-273), § 232-28-620, filed 10/11/11, effective 11/11/11; WSR 10-12-061 (Order 09-108), § 232-28-620, filed 5/27/10, effective 6/27/10. Statutory Authority: RCW 77.12.047 and 77.04.020. WSR 09-15-035 (Order 09-133), § 232-28-620, filed 7/8/09, effective 8/8/09; WSR 08-15-002 (Order 08-165), § 232-28-620, filed 7/3/08, effective 8/3/08; WSR 07-16-056, § 232-28-620, filed 7/26/07, effective 8/26/07. Statutory Authority: RCW 77.12.047. WSR 06-16-096 (Order 06-174), § 232-28-620, filed 7/31/06, effective 8/31/06; WSR 05-17-007 (Order 05-168), § 232-28-620, filed 8/3/05, effective 9/3/05; WSR 04-16-006 (Order 04-182), § 232-28-620, filed 7/22/04, effective 8/22/04; WSR 03-16-109 (Order 03-182), § 232-28-620, filed 8/6/03, effective 9/6/03; WSR 02-15-097 (Order 02-158), § 232-28-620, filed 7/16/02, effective 8/16/02; WSR 01-14-001 (Order 01-107), § 232-28-620, filed 6/21/01, effective 7/22/01. Statutory Authority: 2000 c 107 § 7. WSR 00-16-091 (Order 00-134), amended and recodified as § 232-28-620, filed 7/31/00, effective 8/31/00. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 99-15-081 (Order 99-102), § 220-56-190, filed 7/20/99, effective 8/20/99; WSR 98-15-081 (Order 98-122), § 220-56-190, filed 7/15/98, effective 8/15/98; WSR 97-18-035, § 220-56-190, filed 8/27/97, effective 9/27/97. Statutory Authority: RCW 75.08.080. WSR 96-11-078 (Order 96-44), § 220-56-190, filed 5/13/96, effective 6/13/96; WSR 95-12-027 (Order 95-46), § 220-56-190, filed 5/31/95, effective 7/1/95; WSR 94-14-069, § 220-56-190, filed 7/1/94, effective 8/1/94; WSR 93-14-043 (Order 93-36), § 220-56-190, filed 6/29/93, effective 7/30/93; WSR 91-08-054 (Order 91-13), § 220-56-190, filed 4/2/91, effective 5/3/91; WSR 90-06-026, § 220-56-190, filed 2/28/90, effective 3/31/90; WSR 89-07-060 (Order 89-12), § 220-56-190, filed 3/16/89; WSR 87-09-066 (Order 87-16), § 220-56-190, filed 4/21/87; WSR 86-09-020 (Order 86-08), § 220-56-190, filed 4/9/86; WSR 85-09-017 (Order 85-20), § 220-56-190, filed 4/9/85; WSR 84-09-026 (Order 84-22), § 220-56-190, filed 4/11/84; WSR 83-07-043 (Order 83-16), § 220-56-190, filed 3/17/83; WSR 82-13-040 (Order 82-61), § 220-56-190, filed 6/9/82; WSR 82-07-047 (Order 82-19), § 220-56-190, filed 3/18/82; WSR 80-03-064 (Order 80-12), § 220-56-190, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-064.]

WSR 23-13-081

PERMANENT RULES

DEPARTMENT OF COMMERCE

[Filed June 15, 2023, 8:01 a.m., effective July 16, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Chapter 194-50 WAC contains a process for building owners to apply for an exemption to the clean building performance standard. Currently, WAC 194-50-150 allows for building owners to apply for an exemption no sooner than 365 days prior to the date of compliance. This rule change would allow building owners to apply for an exemption no sooner than three years prior to the date of compliance. Currently, this change is effective as an emergency rule as WSR 23-05-101. This filing would make it permanent.

Citation of Rules Affected by this Order: Amending WAC 194-50-150.

Statutory Authority for Adoption: RCW 19.27A.210.

Adopted under notice filed as WSR 23-08-049 on March 31, 2023.

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 1, 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: June 15, 2023.

Amanda Hathaway
Rules Coordinator

OTS-4350.1

AMENDATORY SECTION (Amending WSR 20-22-059, filed 10/30/20, effective 11/30/20)

WAC 194-50-150 Normative Annex Z—Washington state reporting requirements.

Z1 Building owner notifications by the AHJ.

Z1.1 Notification to building owners of covered commercial buildings by the AHJ. Based on records obtained from each county assessor and other available information sources, the AHJ must create a database of *covered commercial buildings* and *building owners* required to comply with the standard established in accordance with this section. The database may include buildings and *building complexes* presumed to meet the definition of *covered commercial building* and *multifamily buildings* greater than 50,000 square feet in floor area.

Z1.1.1 The database will contain information about buildings that may be subject to compliance, their owners, and information about multi-family residential buildings eligible for incentives. The database will also contain information to assist tracking and reporting on building owner compliance, and incentive application and distribution. Commerce will create a method for tracking building owner notification responses. Each building or building complex will be assigned a unique building identifier.

Z1.2 By July 1, 2021, the AHJ must provide the owners of covered commercial buildings with notification of compliance requirements. Notifications will be mailed to the mailing addresses county assessors have on file.

Z1.3 Failure by the AHJ to provide the notification in Z1.2 does not release the *building owner* of the legal obligation to comply with this law.

Z1.4 By July 1, 2021, the AHJ must provide notifications to the building owners of multifamily residential building where the floor area exceeds (~~fifty thousand~~) 50,000 gross square feet, excluding the parking garage area.

Z2 Building owner response to notifications.

Z2.1 Correction of errors. *Building owners* are responsible for reviewing the property and building information provided by the AHJ through notification including, but not limited to, *building or building complex ownership details, gross floor area*, and other information as identified by the *building owner*.

Z2.1.1 Correction of errors documentation form. Building owners who are notified in error may submit a correction form to the AHJ. The correction form will be used to document gross floor area (conditioned and unconditioned) and/or building type. Building owners that submit the correction form must also submit the documentation required to demonstrate an exception as required in Section Z4.1 prior to the compliance date if applicable.

Washington State Reporting Requirements for Building Owners.

Z3 General compliance. The building owner of a *covered commercial building* must report compliance with the standard to the AHJ in accordance with the compliance schedule established under Section Z3.1 and every five years thereafter. For each reporting date, the building owner must submit documentation to demonstrate that:

1. The weather normalized energy use intensity of the *covered commercial building* measured in a period not to exceed two years prior to the compliance deadline specified in Normative Annex Z3.1 is less than or equal to the energy use intensity target (buildings that meet their energy targets); or
2. The *covered commercial building* has received conditional compliance from the department based on energy efficiency actions prescribed by the standard; or
3. The *covered commercial building* is exempt from the standard by demonstrating that the building meets one of the criteria for an exemption.

Z3.1 Compliance schedule. The building owner of a covered commercial building must report the building owner's compliance with the standard

to the department in accordance with the appropriate initial compliance date as follows and every five years thereafter.

1. For a building with more than (~~two hundred twenty thousand~~) 220,000 gross square feet, June 1, 2026;

2. For a building with more than (~~ninety thousand~~) 90,000 gross square feet but less than (~~two hundred twenty thousand~~) 220,000 and one gross square feet, June 1, 2027; and

3. For a building with more than (~~fifty thousand~~) 50,000 gross square feet but less than (~~ninety thousand~~) 90,000 and one square feet, June 1, 2028.

Z3.1.1 Early compliance option. Building owners may submit for compliance to the AHJ beginning July 1, 2023. The weather normalized energy use intensity of the covered commercial building shall be measured in a period not to exceed two years prior to the submission of compliance documentation. This section expires June 1, 2028.

Z3.1.2 Application for conditional compliance. Applications for conditional compliance must be submitted to the AHJ (~~one hundred eighty~~) 180 days prior to the compliance date to receive conditional compliance approval prior to the compliance date.

Z3.1.3 Application for exemption. Building owners submitting an application for exemption as specified in Section Z4.1 must be submitted to the AHJ (~~one hundred eighty~~) 180 days prior to the compliance date to receive exemption approval prior to the compliance date.

Z4 Documentation of compliance with the standard. Documentation of compliance shall be submitted to the AHJ demonstrating the building owner has complied with the standard through submission of documentation in accordance with Section Z4.1, Z4.2, Z4.3, Z4.4 or Z4.5. Additional requirements for continued reporting may be required as specified in Z4.6.

Z4.1 Documentation of compliance through exemption. *Building owners seeking approval of exemption shall submit to the AHJ the Z6.7 Form H, Application for exemption certificate documenting the following:*

1. The building qualifies for one of the following exemptions:

a. Compliance with the exemption must be verified by the owner based on the building as it is to be occupied and operating on the compliance date;

b. Applications for exemptions may be submitted no sooner than (~~1 year~~) three years prior to the compliance date and submitted to the AHJ no later than (~~one hundred eighty~~) 180 days prior to the compliance date;

c. Exemptions certificates are only valid for the current compliance review cycle.

d. Within six months before the compliance date, building owners who have received exemption approval must certify that the building still meets the eligibility qualifications for the exemption and that there have been no material changes to qualifying conditions. A template for acceptable declarations will be made available by the AHJ on the agency website.

2. Covered commercial buildings are not eligible for exemption from the standards unless they meet one of the following criteria:

a. The building did not have a certificate of occupancy or temporary certificate of occupancy for a consecutive (~~twelve~~) 12 months period within two years prior to the compliance date;

b. The building did not have physical occupancy by owner or tenant for at least (~~fifty~~) 50 percent of the *conditioned floor area* throughout the consecutive (~~twelve-month~~) 12-month period prior to the building compliance date;

c. The sum of the *building's gross floor area* minus *unconditioned and semi-conditioned spaces*, as defined in the Washington State Energy Code, is less than (~~fifty thousand~~) 50,000 square feet;

d. More than 50% of the gross floor area of the building is primarily used for manufacturing or other industrial purposes, as defined under the following use designations of the Washington state edition of the *International Building Code*:

i. Factory group F; or

ii. High hazard group H.

e. The building is an agricultural structure;

f. The building is pending demolition; or

g. The building meets at least one of the following conditions of financial hardship:

i. The building had arrears of property taxes or water or wastewater charges that resulted in the building's inclusion, within the prior two years, on a city's or county's annual tax lien sale list;

ii. The building has a court appointed receiver in control of the asset due to financial distress;

iii. The building is owned by a financial institution through default by a borrower;

iv. The building has been acquired by a deed in lieu of foreclosure within the previous (~~twenty-four~~) 24 months;

v. The building has a senior mortgage subject to a notice of default;

vi. The building owner has an immediate and heavy financial need which cannot be satisfied from other reasonable available resources and which are caused by events that are beyond their control.

3. After documents have been submitted and reviewed, the AHJ will send notification of approval or denial.

a. If the exemption is approved the AHJ shall notify the applicant stating the application has been approved and update the AHJ records for the building.

b. If the exemption is denied the AHJ shall notify the applicant stating the application has been denied and update the AHJ records for the building.

4. When an application for exemption is denied the building owner must proceed with the process to demonstrate compliance with one of the compliance options in Washington state reporting requirements for building owners, Z4.2-Z4.5.

Z4.2 Buildings that meet the EUI_t . *Building owners* must provide the following documentation to verify that the building *weather normalized* EUI is less than the building EUI_t and that the energy management plan is complete and being implemented.

- Form A;
- Form B;
- Form C.

Z4.3 Buildings that will meet the building investment criteria prior to the compliance date. Building owners must provide the following documentation to verify that the building has implemented all EEMs that meet the cost effectiveness criteria resulting from the energy audit and economic evaluation criteria from Normative Annex X. The en-

ergy management plan must be completed and implemented and all EEMs must be installed and commissioned prior to the compliance date.

- Form A;
- Form B;
- Form C, except buildings unable to meet Section 5.2, Building energy monitoring;
- Energy audit report:
 - Level 2 energy audit;
 - Normative Annex X - Investment Criteria Form.

Z4.4 Buildings that will meet the EUI_t through conditional compliance.

Building owners must provide the following documentation to verify that the building *weather normalized* EUI is projected to be less than the building EUI_t at the end of the measurement and verification period and that the energy management plan is complete and being implemented. EEMs required to meet the EUI_t must be installed and commissioned prior to the compliance date. Verification and completion shall be documented as required in Section Z4.6.

- Form A;
- Form B;
- Form C;
- Energy audit report:
 - Level 2 Energy Audit.
- Continued reporting until completion as specified in Section Z4.6.

Z4.5 Buildings that will meet the building investment criteria through conditional compliance.

Building owners must provide the following documentation to verify that the building has implemented all EEMs that meet the cost effectiveness criteria resulting from the energy audit and economic evaluation criteria from Normative Annex X. The energy management plan must be completed and implemented and all EEMs must be installed and commissioned prior to the compliance date. Verification and completion shall be documented as required in Section Z4.6.

- Form A;
- Form B;
- Form C, except buildings unable to meet Section 5.2 Building Energy Monitoring;
- Energy audit report:
 - Level 2 energy audit;
 - Normative Annex X - Investment Criteria Form.
- Continued reporting until completion as specified in Section Z4.6.

Z4.5.1 Phased implementation. The building owner may include phased implementation of EEMs such that the *building owner* is not required to replace a system or equipment before the end of the system or equipment's useful life. System or equipment fitting this description shall be included in the energy audit and Normative Annex X - Investment Criteria submission with a schedule for replacement. Phased implementation shall be documented in the *energy management plan* and *capital management plan* required in Section 5.

Z4.6 Continued reporting until completion. Continued reporting is required as specified in Sections Z4.6.1 and Z4.6.2 until completion when: a) measurement and verification extends one year or more beyond

the compliance date, or b) implementation is extended phased implementation.

24.6.1 Annual reporting. The following up to date reports shall be submitted to the AHJ annually, (date specific).

- Form A;
- Form B;
- Form C, except buildings unable to meet Section 5.2, Building energy.

24.6.2 Completion Reporting. The following up to date reports shall be submitted to the AHJ when all conditions of compliance have been verified and documented:

- Form A;
- Form B;
- Form C, except buildings unable to meet Section 5.2, Building energy monitoring. Buildings unable to meet Section 5.2 shall include the verification specified in Section 9.2.2 in the *building energy management plan*.

25 Violations, assessment of administrative penalties, mitigation and review of penalty decisions.

25.1 Authorization. The AHJ is authorized to impose administrative penalties upon building owners for failing to submit documentation demonstrating compliance with the requirements of this standard.

Failure to submit documentation demonstrating compliance by the scheduled reporting date will result in progressive penalties by legal notice.

25.2 Notice of violation and opportunity to correct (NOVC) (first notice).

25.2.1 The department may issue a NOVC when a building owner has failed to submit documentation that demonstrates compliance with this standard by the scheduled reporting date.

25.2.2 A NOVC may be issued for any of the following reasons:

1. Failure to submit a compliance report in the form and manner prescribed by the AHJ;
2. Failure to meet an energy use intensity target or failure to receive conditional compliance approval;
3. Failure to provide accurate reporting consistent with the requirements of the standard; and
4. Failure to provide a valid exemption certificate.

The AHJ will identify in the NOVC which section(s) of law, code, or the standard for which the *building owner* has failed to demonstrate compliance.

25.2.3 The NOVC will specify the time by which the building owner must cure the violation by submitting documentation that demonstrates compliance with the identified section(s) of law, code, or the standard. The AHJ will give the building owner at least seven calendar days to submit such documentation.

25.2.4 If sufficient documentation is not submitted by the date specified in the NOVC, the AHJ will issue a notice of violation and intent to assess administrative penalties (NOVI) and the *building owner* will be subject to administrative penalties.

25.3 Notice of violation and intent to assess administrative penalties (NOVI) (second notice).

25.3.1 If a *building owner* fails to respond to a NOVC by submitting documentation demonstrating compliance by the date specified in the NOVC, the AHJ will issue a NOVI.

25.3.2 The AHJ will identify in the NOVI which section(s) of law, code, or the standard for which the building owner has failed to demonstrate compliance. The NOVI will also include a description of how the penalties the AHJ intends to assess will be calculated.

Building owners must respond to a NOVI within (~~(thirty)~~) 30 days by either:

1. Submitting an application for exemption in accordance with Section Z4.1 if applicable;
2. Submitting a noncompliance mitigation plan in accordance with Z5.7;
3. Submitting its intent to pay the penalties by using the form provided by the AHJ; or
4. Submitting a request for an administrative proceeding to challenge or mitigate the penalty.

25.3.3 If the *building owner* does not timely request a hearing or submit an application for exemption, the *building owner* waives its right to a hearing and the director or their designee may issue a final order assessing the penalties described in the NOVI. If the *building owner* has submitted a mitigation plan, the final order will only assess penalties from the scheduled compliance date until the date of an approval of compliance or conditional compliance.

25.3.4 Building owners who submit an application for exemption that is denied may request a hearing by submitting a request for a hearing within (~~(thirty)~~) 30 days of issuance of the decision denying its application for exemption. If the building owner does not request a hearing within (~~(thirty)~~) 30 days, the building owner waives its right to a hearing and the director or their designee may issue a final order assessing the penalties described in the NOVI.

25.4 Assessment of administrative penalties.

25.4.1 Failure to submit documentation demonstrating compliance with the standard by the date specified in a NOVC will result in the issuance of a NOVI and the assessment of administrative penalties at an amount not to exceed (~~(five thousand dollars)~~) \$5,000 plus an amount based on the duration of any continuing violation. The additional amount for a continuing violation may not exceed a daily amount equal to one dollar per square foot of gross floor area per year.

25.4.1.1 Penalties for building owners that submit a noncompliance mitigation plan. For building owners subject to a NOVI who respond within (~~(thirty)~~) 30 days by submitting a noncompliance mitigation plan (Z5.7), fines shall be assessed on an annual basis or when the building owner achieves compliance or conditional compliance.

a. For applicants that submit a noncompliance mitigation plan and who submit documentation demonstrating completion, daily penalties will be assessed from the scheduled compliance date to the date of approval of compliance or conditional compliance. The penalty will be assessed at an amount not to exceed (~~(30% of five thousand dollars)~~) 30 percent of \$5,000 plus a daily amount equal to (~~(\$0.20)~~) 20 cents per square foot of gross floor area per year.

b. For applicants that submit a noncompliance mitigation plan but have not submitted documentation demonstrating completion, if the

building does not comply with the standard by the next compliance date, the building owner will be assessed the maximum penalty of (~~five thousand dollars~~) \$5,000 plus a daily amount equal to (~~(\$1.00)~~) one dollar per square foot of gross floor area per year not to exceed a value greater than (~~eighteen~~) 18 months of accrued penalty.

The AHJ may by rule increase the penalty rates to adjust for the effects of inflation.

25.4.1.2 Penalties for building owners that choose to pay the fine rather than pursuing compliance. Building owners may choose to respond to the NOVI by paying the maximum penalty. The building owner will be assessed the maximum penalty of (~~five thousand dollars~~) \$5,000 plus a daily amount equal to (~~(\$1.00)~~) one dollar per square foot of gross floor area per year not to exceed a value greater than (~~eighteen~~) 18 months of accrued penalty. Penalties are assessed for each compliance period.

The AHJ may by rule increase the penalty rates to adjust for the effects of inflation.

25.4.2 When assessed penalties are not paid within (~~one hundred eighty~~) 180 days of the date of a final order assessing penalties, the AHJ may assess further penalties. Total penalties assessed will not exceed (~~five thousand dollars~~) \$5,000 plus a daily amount equal to (~~(\$1.00)~~) one dollar per square foot of gross floor area per year.

25.4.3 Interest will accrue on civil penalties pursuant to RCW 43.17.240 if and when the debt becomes past due.

25.5 Due date and collection of penalties.

25.5.1 Penalties shall become due and payable on the later of:

1. Thirty days after receipt of the final order imposing the penalty; or

2. The date specified in the final order imposing the penalty.

25.5.2 If a penalty has not been paid by the due date, the AHJ may assign the debt to a collection agency as authorized by RCW 19.16.500 or take other action to pursue collection as authorized by law. If referred to a collection agency, the AHJ may add a reasonable fee, payable by the debtor, to the outstanding debt for the collection agency fee.

25.5.3 For building owners that are implementing a noncompliance mitigation plan but have not yet complied, the AHJ may assess the accumulated daily fine on June 1st of each year or shortly thereafter.

25.6 Payment of administrative penalties.

A check or money order payable in U.S. funds to the Washington state department of commerce can be mailed to:

Washington State Department of Commerce
Re: Clean Buildings Initiative, Energy Division
P.O. Box 42525
Olympia, WA 98504-2525

25.7 Noncompliance mitigation plan. Owners of covered commercial buildings that are out of compliance by the scheduled compliance date and have not corrected the violation by the date noted in a NOVC may reduce possible penalties by demonstrating that they are taking action to achieve compliance with the standard. To begin the process of mitigating noncompliance, a building owner must submit to the AHJ the non-

compliance mitigation plan form selecting one of the following actions within (~~thirty~~) 30 days of the date of a NOVI to avoid immediate issuance of penalty in accordance with Z5.4.1.

1. Compliance with the standard in accordance with Z4.2.
2. Conditional compliance with the standard in accordance with Z4.4.
3. Conditional compliance with the standard in accordance with Z4.5.

Z5.7.1 Mitigation completion. To demonstrate completion, the building owner shall complete all of the requirements of this standard and submit documentation as required by Section Z4.2, Z4.4 or Z4.5. After the building owner has demonstrated completion, the AHJ shall issue a final order assessing the reduced penalty as specified by Z5.4.1.1(a).

Z5.8 Administrative hearings.

Z5.8.1 Requesting a hearing. A *building owner* may request an administrative hearing after receiving an NOVI or after the denial of its application for an exemption by submitting a request within (~~thirty~~) 30 days of the date of a NOVI or the denial of a timely application for exemption. All requests must be made in writing and filed at the address specified on the NOVI. For convenience, the AHJ will attach a form titled request for hearing to the NOVI that may be used to request an administrative hearing.

Requests for hearing must be accompanied by the following:

1. Washington State Building ID;
2. Submit Annex Z Forms A, B, and C.

Z5.8.2 Hearing process. The AHJ may refer matters to the office of administrative hearings (OAH). Administrative hearings will be conducted in accordance with chapter 34.05 WAC, Administrative Procedure Act, chapter 10-08 WAC, Model rules of procedure, and the procedural rules adopted in this chapter. In the case of a conflict between the model rules of procedure and the procedural rules adopted in this section, the procedural rules adopted in this section take precedence.

Z5.8.3 Initial orders to become final orders. Initial orders issued by the presiding officer will become final without further agency action unless, within (~~twenty~~) 20 days:

1. The director determines that the initial order should be reviewed; or
2. A party to the proceeding files a petition for administrative review of the initial order. Upon occurrence of either event, notice shall be given to all parties to the proceeding.

Z5.8.4. Judicial review. A final order entered pursuant to this section is subject to judicial review pursuant to RCW 34.05.510 through 34.05.598.

Z5.8.5 Collected penalties. The AHJ will deposit all penalties collected and received by the department under this section into the low-income weatherization and structural rehabilitation assistance account created in RCW 70.164.030.

Z6 Compliance forms. The following section replace Normative Annex C Forms in Standard 100 and provide additional forms specified by rule Building owners are required to submit the applicable forms and the required supporting information to demonstrate compliance with the standard. These forms replace all referenced forms in this standard.

The AHJ will make these forms available in an electronic format for submission to the AHJ.

Z6.1 Compliance with Standard 100 (Form A)

1. Building identification:
 - a. WA state building ID;
 - b. County;
 - c. County parcel number(s);
 - d. Portfolio manager property ID number;
 - e. Property name;
 - f. Parent property name;
 - g. Address 1 (street);
 - h. Address 2;
 - i. City;
 - j. State; and
 - k. Postal code.
2. Contact information:
 - a. *Building owner* name(s);
 - b. Contact name;
 - c. Address 1 (street);
 - d. Address 2;
 - e. City;
 - f. State/Province;
 - g. Country;
 - h. Postal code;
 - i. Telephone number;
 - j. Email address.
3. Qualified person:
 - a. Qualified person name;
 - b. Address 1 (street);
 - c. Address 2;
 - d. City;
 - e. State;
 - f. Postal code;
 - g. Telephone number;
 - h. Email address;
 - i. Licensed, certified (select all that apply);
 - ii. Licensure or certifying authority.
4. *Energy manager* (if different than the qualified person):
 - a. Energy manager name;
 - b. Address 1 (street);
 - c. Address 2;
 - d. City;
 - e. State/Province;
 - f. Postal code;
 - g. Country;
 - h. Telephone number;
 - i. Email address.
5. This compliance report is for:
 - a. Building that meets the EUI_t ;
 - b. Building that meets the building investment criteria prior to the compliance date;
 - c. Building that will meet the EUI_t through conditional compliance;
 - d. Building that will meet the building investment criteria through conditional compliance;
 - e. Annual reporting;

f. Completion reporting.

6. Summary data:

a. Energy utilization index target (EUI_t) ($KBtu/ft^2$ yr) based on completed Z6.2 Form B;

b. Measured site EUI ($KBtu/ft^2$) for the compliance year for this building based on Z6.3 Form C;

c. Measured weather normalized site EUI ($KBtu/ft^2$) for the compliance year based on Z6.3 Form C;

d. List the months/year of the collected data (mm/yyyy - mm/yyyy) for the compliance year for this building from Z6.3 Form C;

e. Buildings unable to comply with Section 5.2, Building energy monitoring and complete Z6.3 Form C shall provide a reason statement.

7. Have the energy management requirements of Section 5 been met?
 Yes No

- Upload energy management plan as specified by the AHJ.

8. Have the operation and maintenance requirements of Section 6 been met? Yes No

- Upload operation and maintenance implementation documentation as specified by the AHJ.

9. Date the audit and economic evaluation was completed (N/A if none required).

- Upload audit reports as specified by Z6.4 Form D.

10. Have all EEMs required by Section 8 been implemented? Yes
 No

11. Have the requirements of Section 9 been completed? Yes

No

12. We state that this building complies with ANSI/ASHRAE/IES Standard 100 as amended by the AHJ to conform with RCW 19.27A.210:

a. Signature of building owner:

- Date:

b. Signature of qualified person:

- Date:

c. Signature of energy manager:

- Date:

d. Signature of authority having jurisdiction:

- Conditional or final compliance:

- Date:

Z6.2 Building activity and energy use intensity target (EUI_t) (Form B). - Complete form provided by the AHJ with the following information:

1. Building identification:

a. Washington state building ID;

b. County;

c. County parcel number(s);

d. Portfolio manager property ID number;

e. Property name;

f. Parent property name;

g. Address 1 (street);

h. Address 2;

i. City;

j. State; and

k. Postal code.

2. List the building location climate zone, 4C or 5B. Determine the climate zone using ASHRAE climate zone as found on the map in In-

formative Annex G. Buildings located in Climate Zone 6 shall use Climate Zone 5B.

3. The gross floor area in square feet shall be reported as defined in Section 3.

4. If entire building is single activity/type not listed in Table 7-1, it should be listed as "building without target" on Z6.1 form. List "energy target" as "N/A" on Z6.2 Form B and Z6.2 Form B is considered complete.

5. Fill in fraction of gross floor area $(A)_i$ for each activity. For single-activity buildings this is 1.0.

6. Fill in the operating shifts normalization factor $(S)_i$ from Table 7-3 for each activity that has an area entered from Step 6.

7. Fill in the activity energy target $(EUI_{t1})_i$ from Table 7-2 (or table from AHJ) for each activity that has an area entered from Step 6.

8. Calculate weighted space EUI target $(A \times S \times EUI_{t1})_i$ for each activity that has an area entered from Step 6.

9. Add up fraction of floor area and enter sum in "Total fraction of floor area with target," and add up all weighted space EUI targets and enter sum as the "energy target" on Z6.2 and Z6.1 Forms B and A.

10. If more than 50% of gross floor area has no target, it should be listed as "building without target" on Z6.1 Form A. List "energy target" as "N/A" on Z6.2 Form B.

For single-activity *buildings* this is 1.0.

Z6.3 Energy-Use Intensity Calculations (Form C).

Energy Use Intensity Calculations shall be reported via the U.S. EPA's ENERGY STAR Portfolio Manager (www.energystar.gov/benchmark). The *energy manager* is responsible for creating Energy Star portfolio manager record for each building.

Exception to Z6.3: Buildings unable to comply with Section 5.2, Building energy monitoring shall demonstrate compliance through Z4.3 or Z4.5.

The Energy Star portfolio manager building record shall be identical to the building activity/type, fraction floor area, operating shifts (hours of operation) and gross floor area of the building as reported on Form B. All inputs shall be up to date prior to reporting as required in Section Z4 and annually as required in Section 5.1.2.3, Annual updates of the *net energy use* and *EUI*.

Prior to submitting reports run the Energy Star portfolio manager data quality checker and make all corrections required to complete the report.

The energy manager shall use the EPA's Energy Star portfolio manager share properties feature and share the property data with the AHJ by enabling the read only access and exchange data feature.

For each report submitted under Section Z4, the energy manager shall create and submit a report documenting the required data fields listed (below) and other fields deemed necessary by the AHJ for the reporting period. This shall be submitted using the Washington state report specified in Energy Star portfolio manager.

Report fields shall include:

- Portfolio manager property ID;
- Portfolio manager parent property ID;
- Property name;
- Parent property name;
- Address 1;

- Address 2;
- City;
- County;
- State/Province;
- Postal Code;
- Primary property type - Self-selected;
- Primary property type - EPA calculated;
- List of all property use types at property;
- Property GFA - Self-reported (ft²);
- Property GFA - EPA calculated (buildings and parking) (ft²);
- Property GFA - EPA calculated (buildings) (ft²);
- Property GFA - EPA calculated (parking) (ft²);
- Largest property use type;
- Largest property use type - Gross floor area (ft²);
- 2nd Largest property use type;
- 2nd Largest property use - Gross floor area (ft²);
- 3rd Largest property use type;
- 3rd Largest property use type - Gross floor area (ft²);
- Year built;
- Occupancy;
- Property notes;
- Property data administrator;
- Property data administrator - Email;
- Last modified date - Property;
- Last modified date - Electric meters;
- Last modified date - Gas meters;
- Last modified date - Nonelectric nongas energy meters;
- Local standard ID(s) Washington state building standard;
- Data center - Energy estimates applied;
- Electricity use - Grid purchase and generated from on-site renewable systems (kWh);
- Electricity use - Grid purchase (kWh);
- Electricity use - Generated from on-site renewable systems and used on-site (kWh);
- Natural gas use (therms);
- Fuel oil #1 use (kBtu);
- Fuel oil #2 use (kBtu);
- Fuel oil #4 use (kBtu);
- Fuel oil #5 and 6 use (kBtu);
- Diesel #2 use (kBtu);
- Kerosene use (kBtu);
- Propane use (kBtu);
- District steam use (kBtu);
- District hot water use (kBtu);
- District chilled water use (kBtu);
- Coal - Anthracite use (kBtu);
- Coal - Bituminous use (kBtu);
- Coke use (kBtu);
- Wood use (kBtu);
- Other use (kBtu);
- Default values;
- Temporary values;
- Estimated data flag - Electricity (grid purchase);
- Estimated data flag - Natural gas;
- Alert - Data center does not have an IT meter;

- Alert - Gross floor area is 0 ft²;
- Alert - Property has no uses;
- Data quality checker - Date run;
- Data quality checker run - ?
- Alert - Energy meter has less than 12 full calendar months of data;
- Alert - Energy meter has gaps;
- Alert - Energy meter has overlaps;
- Alert - Energy - No meters selected for metrics;
- Alert - Energy meter has single entry more than ((~~sixty-five~~)) 65 days;
- Estimated values - Energy;
- Energy Star score;
- National median site energy use (kBtu);
- Site energy use (kBtu);
- Site EUI (kBtu/ft²);
- Weather normalized site energy use (kBtu);
- Weather normalized site EUI (kBtu/ft²);
- Weather normalized site electricity (kWh);
- Weather normalized site electricity intensity (kWh/ft²);
- Weather normalized site natural gas use (therms);
- Weather normalized site natural gas intensity (therms/ft²) energy current date;
- Electricity use - Generated from on-site renewable systems (kWh);
- Electricity use - Generated from on-site renewable systems and exported (kWh);
- Electricity Use - Grid purchase and generated from on-site renewable systems (kBtu);
- Electricity use - Grid purchase (kBtu);
- Electricity use - Generated from on-site renewable systems and used on site (kBtu);
- Natural gas use (kBtu);
- Percent of total electricity generated from on-site renewable systems;
- Cooling degree days (CDD) (°F);
- Heating degree days (HDD) (°F);
- Weather station name;
- Weather station ID.

Z6.4 End-use analysis requirements. Building owners shall demonstrate compliance with Form D by providing the documentation required by section Z6.4.1.

Z6.4.1 Energy Audit Forms (Form D). The energy audit form shall be provided electronically by completing the energy audit form included in the U.S. Department of Energy, Energy Asset Score Tool, or an equivalent tool provided by the AHJ. This form shall be completed in compliance with the level 2 energy audit, as published in ASHRAE Standard 211, Standard for commercial building energy audits.

Form E - Not adopted.

Z6.5 Annex X, Investment Criteria Tool (Form F).

Z6.5.1 To demonstrate compliance with the investment criteria of Normative Annex X, building owners shall complete and submit Form F.

Z6.5.2 Form F shall be developed by the AHJ. Form F shall be a life cycle cost evaluation tool compliant with NIST Standard 135 and capable of supporting the evaluation criteria required by Normative Annex X.

Z6.6 Documentation of a building of historic significance (Form G).

Energy efficiency measure exemptions for historic buildings. No individual energy efficiency measure identified by energy efficiency audits need to be implemented if it would compromise the historical integrity of a building or part of a building. Building owners seeking this exception shall provide the following documentation. Certified historic buildings are not exempt from the other requirements of this standard.

Plan for compliance. The owner of a qualifying historic building shall have the plan for compliance evaluated by a qualified historic preservationist, as defined in 36 C.F.R., Part 61, identifying any energy efficiency requirement that may compromise the historic integrity of the building or part of the building. Any element of the plan identified to compromise the historic integrity of the building or part of the building shall be omitted from the compliance plan. Evidence of this evaluation must be submitted to the AHJ for approval.

Documentation of a historic building. Building owners must provide documentation to the AHJ that proves its historic identification or eligibility. Valid documentation from any existing programs listed below is acceptable.

1. Examples of existing programs that verify historic property include:

- a. The National Register of Historic Places;
- b. The Washington heritage register;
- c. Properties that are identified by the department of archaeology and historic preservation (DAHP) to be eligible for listing in either one of these registers; and
- d. Properties which are listed in a local register of historic places; or

2. Other documentation approved by the AHJ.

Z6.7 Application for Exemption Certificate (Form H).

Apply for an exemption certificate by submitting the following documentation to the building owner in the form specified by the AHJ. The application must include:

1. Building identification:
 - a. Washington state building ID;
 - b. County;
 - c. County parcel number(s);
 - d. Portfolio manager property ID number;
 - e. Property name;
 - f. Parent property name;
 - g. Address 1 (street);
 - h. Address 2;
 - i. City;
 - j. State; and
 - k. Postal code.
2. Contact information:
 - a. Building owner name(s);
 - b. Contact name;
 - c. Address 1 (street);
 - d. Address 2;

- e. City;
- f. State/Province;
- g. Country;
- h. Postal code;
- i. Telephone number; and
- j. Email address.
- 3. Building information:
 - a. Primary building activity from Table 7-1, or a description of the nonlisted building type;
 - b. Building gross floor area;
 - c. Building gross conditioned floor area.
- 4. Reason for exemption: Based on exemptions listed in Section 24.1(2).

A list all of documents enclosed and any facts in support of this application. Provide at least two of the acceptable documents listed below:

- a. Municipal or county records;
- b. Documents from a qualified person;
- c. Construction permit;
- d. Certificate of occupancy or application for certificate of occupancy;
- e. Demolition permit;
- f. Financial statements such as statement of assets; liabilities, capital, and surplus, statement of revenue and expenses; or statement of case flow;
- g. A letter from the building owner stating facts and explaining financial hardships;
- h. Other documentation approved by the AHJ.
- 5. Signature and statement of *building owner* stating that the authorized representative of the building, affirm and attest to the accuracy, truthfulness and completeness of the statements of material fact provided in this form.

Z7 Section 7—Tables as modified by Washington state.

Table 7-1 Commercial Building Types/Activities

No.	Building Activity Type ^{1,2}			Notes
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed	
1	Banking/financial services	Bank Branch		
2	Banking/financial services	Financial Office		
3	Education	Adult Education		
4	Education	College/University		
5	Education	K-12 School	Elementary/middle school	
6	Education	K-12 School	High school	
7	Education	Preschool/Daycare		
8	Education	Vocational School		
9	Education	Other - Education		
10	Entertainment/public assembly	Aquarium		
11	Entertainment/public assembly	Bar/Nightclub		
12	Entertainment/public assembly	Bowling Alley		
13	Entertainment/public assembly	Casino		
14	Entertainment/public assembly	Convention Center		

No.	Building Activity Type ^{1,2}			Notes
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed	
15	Entertainment/public assembly	Fitness Center/Health Club/Gym		
16	Entertainment/public assembly	Ice/Curling Rink		
17	Entertainment/public assembly	Indoor Arena		
18	Entertainment/public assembly	Movie Theater		
19	Entertainment/public assembly	Museum		
20	Entertainment/public assembly	Performing Arts		
21	Entertainment/public assembly	Race Track		
22	Entertainment/public assembly	Roller Rink		
23	Entertainment/public assembly	Social/Meeting Hall		
24	Entertainment/public assembly	Stadium (Closed)		
25	Entertainment/public assembly	Stadium (Open)		
26	Entertainment/public assembly	Swimming Pool		
27	Entertainment/public assembly	Zoo		
28	Entertainment/public assembly	Other - Entertainment/Public Assembly	Entertainment/culture	
29	Entertainment/public assembly	Other - Entertainment/Public Assembly	Library	
30	Entertainment/public assembly	Other - Entertainment/Public Assembly	Other public assembly	
31	Entertainment/public assembly	Other - Entertainment/Public Assembly	Recreation	
32	Entertainment/public assembly	Other - Entertainment/Public Assembly	Social/meeting	
33	Entertainment/public assembly	Other - Recreation		
34	Entertainment/public assembly	Other - Stadium		
35	Food sales and service	Bar/Nightclub		
36	Food sales and service	Convenience Store with Gas Station		
37	Food sales and service	Convenience Store without Gas Station		
38	Food sales and service	Fast Food Restaurant		
39	Food sales and service	Food Sales	Grocery/food market	
40	Food sales and service	Food Sales	Convenience store with gas	
41	Food sales and service	Food Sales	Convenience store	
42	Food sales and service	Food Sales	Other food sales	
43	Food sales and service	Food Service	Fast food	
44	Food sales and service	Food Service	Restaurant/cafeteria	
45	Food sales and service	Food Service	Other food service	
46	Food sales and service	Restaurant		
47	Food sales and service	Supermarket/Grocery Store		
48	Food sales and service	Wholesale Club/Supercenter		
49	Food sales and service	Other - Restaurant/Bar		
50	Healthcare	Ambulatory Surgical Center		
51	Healthcare	Hospital (General Medical & Surgical)*		
52	Healthcare	Medical Office		3

No.	Building Activity Type ^{1,2}			Notes
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed	
53	Healthcare	Outpatient Rehabilitation/ Physical Therapy		
54	Healthcare	Residential Care Facility		
55	Healthcare	Senior Care Community		
56	Healthcare	Urgent Care/Clinic/Other Outpatient		
57	Healthcare	Other - Specialty Hospital		
58	Lodging/residential	Barracks		
59	Lodging/residential	Hotel	Hotel	
60	Lodging/residential	Hotel	Motel or inn	
61	Lodging/residential	Multifamily Housing		
62	Lodging/residential	Prison/Incarceration		
63	Lodging/residential	Residence Hall/Dormitory		
64	Lodging/residential	Residential Care Facility		
65	Lodging/residential	Senior Care Community		
66	Lodging/residential	Other - Lodging/Residential		
67	Mixed use	Mixed Use Property		4
68	Office	Medical Office		3
69	Office	Office	Admin/professional office	
70	Office	Office	Bank/other financial	
71	Office	Office	Government office	
72	Office	Office	Medical office (diagnostic)	3
73	Office	Office	Other office	
74	Office	Veterinary Office		
75	Office	Other - Office		
76	Public services	Courthouse		
77	Public services	Fire Station		
78	Public services	Library		
79	Public services	Mailing Center/Post Office		
80	Public services	Police Station		
81	Public services	Prison/Incarceration		
82	Public services	Social/Meeting Hall		
83	Public services	Transportation Terminal/Station		
84	Public services	Other - Public Service		
85	Religious worship	Worship Facility		
86	Retail	Automobile Dealership		
87	Retail	Convenience Store with Gas Station		
88	Retail	Convenience Store without Gas Station		
89	Retail	Enclosed Mall		5
90	Retail	Lifestyle Center	Enclosed mall	5
91	Retail	Lifestyle Center	Other retail	
92	Retail	Lifestyle Center	Retail store	
93	Retail	Lifestyle Center		4
94	Retail	Retail Store		

Building Activity Type ^{1,2}				
No.	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed	Notes
95	Retail	Strip Mall		4
96	Retail	Supermarket/Grocery Store		
97	Retail	Wholesale Club/Supercenter		
98	Retail	Other - Retail/Mall	Enclosed mall	5
99	Retail	Other - Retail/Mall		4
100	Technology/science	Data Center		6
101	Technology/science	Laboratory		
102	Technology/science	Other - Technology/Science	Other service	
103	Services	Personal Services (Health/Beauty, Dry Cleaning, etc.)		
104	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Repair shop	
105	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Vehicle service/repair shop	
106	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Vehicle storage/maintenance	
107	Services	Other - Services		
108	Utility	Energy/Power Station		7
109	Utility	Other - Utility		7
110	Warehouse/storage	Self-Storage Facility		
111	Warehouse/storage	Distribution Center		
112	Warehouse/storage	Nonrefrigerated Warehouse		
113	Warehouse/storage	Refrigerated Warehouse		

- Notes:
1. Select the most specific building activity type that applies.
 2. For building type definitions see Energy Star portfolio manager definitions except as follows:
 - Data center: Is an activity space designed and equipped to meet the needs of high density computing equipment, such as server racks, used for data storage and processing, including dedicated uninterruptible power supplies and cooling systems and require a constant power load of 75 kW or more. Gross floor area shall only include space within the building including raised floor computing space, server rack aisles, storage silos, control console areas, battery rooms and mechanical rooms for dedicated cooling equipment. Gross floor area shall not include a server closet, telecommunications equipment closet, computer training area, office, elevator, corridors, or other auxiliary space.
 - Urgent care center/clinic/other outpatient office means the buildings used to diagnose and treat patients, usually on an unscheduled, walk-in basis, who have an injury or illness that requires immediate care but is not serious enough to warrant a visit to an emergency department. Includes facilities that provide same-day surgical, diagnostic and preventive care.
 3. All medical offices considered to be diagnostic type.
 4. Must use of Section 7.2.3 method for mixed use buildings.
 5. Suggest considering use of Section 7.2.3 method for mixed use buildings.
 6. This is a building or activity without an energy target. Included to provide definition only.
 7. This is a building or activity without an energy target. This may be exempt from the standard, see Section Z4.1 2, d.

Table 7-2a Building Activity Site Energy Targets (EUI_t1) (I-P Units)

Building Activity Type ^{1,2}					Climate Zone 4C	Climate Zone 5B
No.	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed	Notes	EUI _t	EUI _t
1	Banking/financial services	Bank Branch			69	71
2	Banking/financial services	Financial Office			69	71
3	Education	Adult Education			49	51
4	Education	College/University			102	102
5	Education	K-12 School	Elementary/middle school		49	50
6	Education	K-12 School	High school		48	49

No.	Building Activity Type ^{1,2}			Notes	Climate Zone 4C	Climate Zone 5B
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		EUI _t	EUI _t
7	Education	Preschool/Daycare			59	59
8	Education	Vocational School			49	51
9	Education	Other - Education			49	51
10	Entertainment/public assembly	Aquarium			55	59
11	Entertainment/public assembly	Bar/Nightclub			55	59
12	Entertainment/public assembly	Bowling Alley			73	78
13	Entertainment/public assembly	Casino			55	59
14	Entertainment/public assembly	Convention Center			50	52
15	Entertainment/public assembly	Fitness Center/Health Club/Gym			73	78
16	Entertainment/public assembly	Ice/Curling Rink			73	78
17	Entertainment/public assembly	Indoor Arena			67	70
18	Entertainment/public assembly	Movie Theater			67	70
19	Entertainment/public assembly	Museum			67	70
20	Entertainment/public assembly	Performing Arts			55	59
21	Entertainment/public assembly	Race Track			67	70
22	Entertainment/public assembly	Roller Rink			73	78
23	Entertainment/public assembly	Social/Meeting Hall			50	52
24	Entertainment/public assembly	Stadium (Closed)			67	70
25	Entertainment/public assembly	Stadium (Open)			67	70
26	Entertainment/public assembly	Swimming Pool			73	78
27	Entertainment/public assembly	Zoo			55	59
28	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Entertainment/culture		67	70
29	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Library		56	59
30	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Other public assembly		55	59
31	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Recreation		73	78
32	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Social/meeting		50	52

Building Activity Type ^{1,2}					Climate Zone 4C	Climate Zone 5B
No.	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed	Notes	EUI _t	EUI _t
33	Entertainment/public assembly	Other - Recreation			73	78
34	Entertainment/public assembly	Other - Stadium			67	70
35	Food sales and service	Bar/Nightclub			361	378
36	Food sales and service	Convenience Store with Gas Station			244	253
37	Food sales and service	Convenience Store without Gas Station			260	269
38	Food sales and service	Fast Food Restaurant			427	454
39	Food sales and service	Food Sales	Grocery/food market		191	198
40	Food sales and service	Food Sales	Convenience store with gas		260	269
41	Food sales and service	Food Sales	Convenience store		244	253
42	Food sales and service	Food Sales	Other food sales		184	189
43	Food sales and service	Food Service	Fast food		427	454
44	Food sales and service	Food Service	Restaurant/cafeteria		361	378
45	Food sales and service	Food Service	Other food service		293	308
46	Food sales and service	Restaurant			361	378
47	Food sales and service	Supermarket/Grocery Store			191	198
48	Food sales and service	Wholesale Club/ Supercenter			68	75
49	Food sales and service	Other - Restaurant/Bar			361	378
50	Healthcare	Ambulatory Surgical Center			90	96
51	Healthcare	Hospital (General Medical & Surgical)*			215	215
52	Healthcare	Medical Office		3		
53	Healthcare	Outpatient Rehabilitation/Physical Therapy			90	96
54	Healthcare	Residential Care Facility			78	82
55	Healthcare	Senior Care Community			78	82
56	Healthcare	Urgent Care/Clinic/ Other Outpatient			90	96
57	Healthcare	Other - Specialty Hospital			196	196
58	Lodging/residential	Barracks			88	90
59	Lodging/residential	Hotel	Hotel		68	72
60	Lodging/residential	Hotel	Motel or inn		74	77
61	Lodging/residential	Multifamily Housing			32	33
62	Lodging/residential	Prison/Incarceration			101	106
63	Lodging/residential	Residence Hall/ Dormitory			88	90
64	Lodging/residential	Residential Care Facility			78	82
65	Lodging/residential	Senior Care Community			78	82

No.	Building Activity Type ^{1,2}			Notes	Climate Zone 4C	Climate Zone 5B
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		EUI _t	EUI _t
66	Lodging/residential	Other - Lodging/ Residential			71	74
67	Mixed use	Mixed Use Property		4		
68	Office	Medical Office		3	60	65
69	Office	Office	Admin/professional office		63	66
70	Office	Office	Bank/other financial		69	71
71	Office	Office	Government office		66	69
72	Office	Office	Medical office (diagnostic)	3	60	65
73	Office	Office	Other office		66	68
74	Office	Veterinary Office			90	96
75	Office	Other - Office			66	68
76	Public services	Courthouse			101	106
77	Public services	Fire Station			65	68
78	Public services	Library			56	59
79	Public services	Mailing Center/Post Office			51	54
80	Public services	Police Station			65	68
81	Public services	Prison/Incarceration			101	106
82	Public services	Social/Meeting Hall			50	52
83	Public services	Transportation Terminal/ Station			55	59
84	Public services	Other - Public Service			66	69
85	Religious worship	Worship Facility			39	42
86	Retail	Automobile Dealership			59	66
87	Retail	Convenience Store with Gas Station			260	269
88	Retail	Convenience Store without Gas Station			244	253
89	Retail	Enclosed Mall		5	58	64
90	Retail	Lifestyle Center	Enclosed mall	5	58	64
91	Retail	Lifestyle Center	Other retail		55	62
92	Retail	Lifestyle Center	Retail store		68	75
93	Retail	Lifestyle Center		4		
94	Retail	Retail Store			68	75
95	Retail	Strip Mall		4		
96	Retail	Supermarket/Grocery Store			191	198
97	Retail	Wholesale Club/ Supercenter			68	75
98	Retail	Other - Retail/Mall	Enclosed mall	5	58	64
99	Retail	Other - Retail/Mall		4		
100	Technology/science	Data Center		6		
101	Technology/science	Laboratory			237	249

No.	Building Activity Type ^{1,2}			Notes	Climate Zone 4C	Climate Zone 5B
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		EUI _t	EUI _t
102	Technology/science	Other - Technology/ Science	Other service		66	69
103	Services	Personal Services (Health/Beauty, Dry Cleaning, etc.)			66	69
104	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Repair shop		36	39
105	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Vehicle service/repair shop		60	64
106	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Vehicle storage/maintenance		41	44
107	Services	Other - Services			66	69
108	Utility	Energy/Power Station		7		
109	Utility	Other - Utility		7		
110	Warehouse/storage	Self-Storage Facility			36	44
111	Warehouse/storage	Distribution Center			36	44
112	Warehouse/storage	Nonrefrigerated Warehouse			36	44
113	Warehouse/storage	Refrigerated Warehouse			121	126

- Notes:
1. Select the most specific building activity type that applies.
 2. For building type definitions see Energy Star portfolio manager definitions except as follows:
 - Data center: Is an activity space designed and equipped to meet the needs of high density computing equipment, such as server racks, used for data storage and processing, including dedicated uninterruptible power supplies and cooling systems and require a constant power load of 75 kW or more. Gross floor area shall only include space within the building including raised floor computing space, server rack aisles, storage silos, control console areas, battery rooms and mechanical rooms for dedicated cooling equipment. Gross floor area shall not include a server closet, telecommunications equipment closet, computer training area, office, elevator, corridors, or other auxiliary space.
 - Urgent care center/clinic/other outpatient office means the buildings used to diagnose and treat patients, usually on an unscheduled, walk-in basis, who have an injury or illness that requires immediate care but is not serious enough to warrant a visit to an emergency department. Includes facilities that provide same-day surgical, diagnostic and preventive care.
 3. All medical offices considered to be diagnostic type.
 4. Must use of Section 7.2.3 method for mixed use buildings.
 5. Suggest considering use of Section 7.2.3 method for mixed use buildings.
 6. This is a building or activity without an energy target. Included to provide definition only.
 7. This is a building or activity without an energy target. This may be exempt from the standard, see Section Z4.1 2, d.

Table 7-3 Building Operating Shifts Normalization Factor

No.	Building Activity Type ^{1,2}			Notes	Weekly Hours ^{1,2}		
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		50 or less	51 to 167	168
1	Banking/financial services	Bank Branch		3	0.8	1.0	1.5
2	Banking/financial services	Financial Office		3	0.8	1.0	1.5
3	Education	Adult Education		4	0.9	1.1	1.9
4	Education	College/University		4	0.9	1.1	1.9
5	Education	K-12 School	Elementary/middle school	4	0.9	1.1	1.9
6	Education	K-12 School	High school	4	0.9	1.1	1.9
7	Education	Preschool/Daycare		4	0.9	1.1	1.9
8	Education	Vocational School		4	0.9	1.1	1.9

No.	Building Activity Type ^{1,2}			Notes	Weekly Hours ^{1,2}		
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		50 or less	51 to 167	168
9	Education	Other - Education		4	0.9	1.1	1.9
10	Entertainment/public assembly	Aquarium		4	0.6	1.1	1.6
11	Entertainment/public assembly	Bar/Nightclub		4	0.6	1.1	1.6
12	Entertainment/public assembly	Bowling Alley		4	0.6	1.1	1.6
13	Entertainment/public assembly	Casino		4	0.6	1.1	1.6
14	Entertainment/public assembly	Convention Center		4	0.6	1.1	1.6
15	Entertainment/public assembly	Fitness Center/Health Club/Gym		4	0.6	1.1	1.6
16	Entertainment/public assembly	Ice/Curling Rink		4	0.6	1.1	1.6
17	Entertainment/public assembly	Indoor Arena		4	0.6	1.1	1.6
18	Entertainment/public assembly	Movie Theater		4	0.6	1.1	1.6
19	Entertainment/public assembly	Museum		4	0.6	1.1	1.6
20	Entertainment/public assembly	Performing Arts		4	0.6	1.1	1.6
21	Entertainment/public assembly	Race Track		4	0.6	1.1	1.6
22	Entertainment/public assembly	Roller Rink		4	0.6	1.1	1.6
23	Entertainment/public assembly	Social/Meeting Hall		4	0.6	1.1	1.6
24	Entertainment/public assembly	Stadium (Closed)		4	0.6	1.1	1.6
25	Entertainment/public assembly	Stadium (Open)		4	0.6	1.1	1.6
26	Entertainment/public assembly	Swimming Pool		4	0.6	1.1	1.6
27	Entertainment/public assembly	Zoo		4	0.6	1.1	1.6
28	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Entertainment/culture	4	0.6	1.1	1.6
29	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Library	4	0.6	1.1	1.6
30	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Other public assembly	4	0.6	1.1	1.6
31	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Recreation	4	0.6	1.1	1.6
32	Entertainment/public assembly	Other - Entertainment/ Public Assembly	Social/meeting	4	0.6	1.1	1.6
33	Entertainment/public assembly	Other - Recreation		4	0.6	1.1	1.6
34	Entertainment/public assembly	Other - Stadium		4	0.6	1.1	1.6
35	Food sales and service	Bar/Nightclub		4	0.6	1.1	1.5

No.	Building Activity Type ^{1,2}			Notes	Weekly Hours ^{1,2}		
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		50 or less	51 to 167	168
36	Food sales and service	Convenience Store with Gas Station		4	0.5	0.9	1.3
37	Food sales and service	Convenience Store without Gas Station		4	0.5	0.9	1.3
38	Food sales and service	Fast Food Restaurant		4	0.6	1.1	1.5
39	Food sales and service	Food Sales	Grocery/food market	4	0.5	0.9	1.3
40	Food sales and service	Food Sales	Convenience store with gas	4	0.5	0.9	1.3
41	Food sales and service	Food Sales	Convenience store	4	0.5	0.9	1.3
42	Food sales and service	Food Sales	Other food sales	4	0.5	0.9	1.3
43	Food sales and service	Food Service	Fast food	4	0.6	1.1	1.5
44	Food sales and service	Food Service	Restaurant/cafeteria	4	0.6	1.1	1.5
45	Food sales and service	Food Service	Other food service	4	0.6	1.1	1.5
46	Food sales and service	Restaurant		4	0.6	1.1	1.5
47	Food sales and service	Supermarket/Grocery Store		4	0.5	0.9	1.3
48	Food sales and service	Wholesale Club/ Supercenter		4	0.6	1.0	1.5
49	Food sales and service	Other - Restaurant/Bar		4	0.6	1.1	1.5
50	Healthcare	Ambulatory Surgical Center		4,7	0.8	1.1	1.3
51	Healthcare	Hospital (General Medical & Surgical)*			1.0	1.0	1.0
52	Healthcare	Medical Office		4,7	0.8	1.0	1.5
53	Healthcare	Outpatient Rehabilitation/Physical Therapy		4,7	0.8	1.1	1.3
54	Healthcare	Residential Care Facility			1.0	1.0	1.0
55	Healthcare	Senior Care Community			1.0	1.0	1.0
56	Healthcare	Urgent Care/Clinic/ Other Outpatient		4,7	0.8	1.1	1.3
57	Healthcare	Other - Specialty Hospital			1.0	1.0	1.0
58	Lodging/residential	Barracks			1.0	1.0	1.0
59	Lodging/residential	Hotel	Hotel		1.0	1.0	1.0
60	Lodging/residential	Hotel	Motel or inn		1.0	1.0	1.0
61	Lodging/residential	Multifamily Housing			1.0	1.0	1.0
62	Lodging/residential	Prison/Incarceration			1.0	1.0	1.0
63	Lodging/residential	Residence Hall/ Dormitory			1.0	1.0	1.0
64	Lodging/residential	Residential Care Facility			1.0	1.0	1.0
65	Lodging/residential	Senior Care Community			1.0	1.0	1.0
66	Lodging/residential	Other - Lodging/ Residential			1.0	1.0	1.0
67	Mixed use	Mixed Use Property		6			

No.	Building Activity Type ^{1,2}			Notes	Weekly Hours ^{1,2}		
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		50 or less	51 to 167	168
68	Office	Medical Office		4,7	0.8	1.1	1.3
69	Office	Office	Admin/professional office	3	0.8	1.0	1.5
70	Office	Office	Bank/other financial	3	0.8	1.0	1.5
71	Office	Office	Government office	3	0.8	1.0	1.5
72	Office	Office	Medical office (diagnostic)	4	0.8	1.1	1.3
73	Office	Office	Other office	3	0.8	1.0	1.5
74	Office	Veterinary Office		3	0.8	1.1	1.3
75	Office	Other - Office		3	0.8	1.0	1.5
76	Public services	Courthouse		4	0.8	0.8	1.1
77	Public services	Fire Station		3	0.8	0.8	1.1
78	Public services	Library		4	0.6	1.1	1.6
79	Public services	Mailing Center/Post Office		3	0.8	1.2	1.3
80	Public services	Police Station		3	0.8	0.8	1.1
81	Public services	Prison/Incarceration			1.0	1.0	1.0
82	Public services	Social/Meeting Hall		4	0.6	1.1	1.6
83	Public services	Transportation Terminal/Station		4	0.6	1.1	1.6
84	Public services	Other - Public Service		4	0.8	1.2	1.3
85	Religious worship	Worship Facility		5	0.9	1.7	1.7
86	Retail	Automobile Dealership		4	0.6	1.0	1.5
87	Retail	Convenience Store with Gas Station		4	0.5	0.9	1.3
88	Retail	Convenience Store without Gas Station		4	0.5	0.9	1.3
89	Retail	Enclosed Mall		4	0.6	1.0	1.5
90	Retail	Lifestyle Center	Enclosed mall	4	0.6	1.0	1.5
91	Retail	Lifestyle Center	Other retail	4	0.6	1.0	1.5
92	Retail	Lifestyle Center	Retail store	4	0.6	1.0	1.5
93	Retail	Lifestyle Center					
94	Retail	Retail Store		4	0.6	1.0	1.5
95	Retail	Strip Mall					
96	Retail	Supermarket/Grocery Store		4	0.5	0.9	1.3
97	Retail	Wholesale Club/ Supercenter		4	0.6	1.0	1.5
98	Retail	Other - Retail/Mall	Enclosed mall	4	0.6	1.0	1.5
99	Retail	Other - Retail/Mall					
100	Technology/science	Data Center					
101	Technology/science	Laboratory		3	1.0	1.0	1.0
102	Technology/science	Other - Technology/ Science	Other service	3	0.8	1.2	1.3
103	Services	Personal Services (Health/Beauty, Dry Cleaning, etc.)		4	0.8	1.2	1.3

No.	Building Activity Type ^{1,2}			Notes	Weekly Hours ^{1,2}		
	Portfolio Manager Types	Portfolio Manager Sub-Types	Sub-Types: Detailed		50 or less	51 to 167	168
104	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Repair shop	4	0.8	1.2	1.3
105	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Vehicle service/repair shop	4	0.8	1.2	1.3
106	Services	Repair Services (Vehicle, Shoe, Locksmith, etc.)	Vehicle storage/maintenance	4	0.8	1.2	1.3
107	Services	Other - Services		4	0.8	1.2	1.3
108	Utility	Energy/Power Station					
109	Utility	Other - Utility					
110	Warehouse/storage	Self-Storage Facility		4	0.8	1.0	1.4
111	Warehouse/storage	Distribution Center		3	0.8	1.0	1.4
112	Warehouse/storage	Nonrefrigerated Warehouse		3	0.8	1.0	1.4
113	Warehouse/storage	Refrigerated Warehouse		3,8	1.0	1.0	1.4

- Notes:
1. Do not count the hours when the property is occupied only by maintenance, security, the cleaning crew, or other support personnel. Do not count the hours when the property is occupied only by maintenance staff.
 2. Working hours are based on the average use over the ~~((twelve month))~~ 12-month period selected to document energy use in form C.
 3. The weekly hours are the total number of hours per week where the majority of workers are present. If there are two or more shifts of workers, add the hours. When developing targets using Section 7.2.3 for mixed use buildings, use the hours each separate activity, the hours per week the majority of workers are present.
 4. The weekly hours are the hours that be majority of the building is open to serve the public. When developing targets using Section 7.2.3 for mixed use buildings, the hours each separate activity is open to the public.
 5. The weekly hours the facility is open for operation, which may include worship services, choir practice, administrative use, committee meetings, classes, or other activities.
 6. Must use of Section 7.2.3 method for mixed use buildings.
 7. Health care buildings may use other weekly hours if they are required to operate building systems additional hours to protect patient and staff safety. Provide documentation of the requirement in the energy management plan.
 8. Refrigerated warehouse greater than 167 hours assumes the workers on shift are loading and/or unloading vehicles.

[Statutory Authority: RCW 19.27A.210. WSR 20-22-059, § 194-50-150, filed 10/30/20, effective 11/30/20.]

Reviser's note: The brackets and enclosed material in the text of 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.

WSR 23-13-087
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Developmental Disabilities Administration)
[Filed June 16, 2023, 2:11 p.m., effective July 17, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The purpose of these rules is to regulate the emergency transitional support services provided at Rainier, a Washington state residential habilitation center. These permanent rules supersede emergency rules currently enacted on these sections under WSR 23-08-030.

Citation of Rules Affected by this Order: New WAC 388-829Z-005, 388-829Z-010, 388-829Z-015, 388-829Z-020, 388-829Z-025, 388-829Z-030, 388-829Z-035, 388-829Z-040, 388-829Z-045, 388-829Z-050, 388-829Z-055, 388-829Z-060, 388-829Z-065, 388-829Z-070, 388-829Z-075, 388-829Z-080, 388-829Z-085, and 388-829Z-090.

Statutory Authority for Adoption: RCW 71A.12.030.

Other Authority: Chapter 71A.20 RCW.

Adopted under notice filed as WSR 23-09-041 on April 14, 2023.

Changes Other than Editing from Proposed to Adopted Version: The developmental disabilities administration (DDA) added provider decertification as a reason for terminating a client's emergency transitional support services and also as a type of termination for which a client does not have an appeal right. DDA made these changes to clarify a client's hearing rights due to the provider being unqualified.

DDA corrected a cross-reference in WAC 388-829Z-070(1). This inaccuracy was a scrivener's error.

A final cost-benefit analysis is available by contacting Chantelle Diaz, P.O. Box 45310, Olympia, WA 98504-5310, fax 360-407-0955, TTY 1-800-833-6388, email Chantelle.Diaz@dshs.wa.gov.

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 16, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 16, 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 16, Amended 0, Repealed 0.

Date Adopted: June 16, 2023.

Lisa N. H. Yanagida
Chief of Staff

SHS-4953.8

Chapter 388-829Z WAC
EMERGENCY TRANSITIONAL SUPPORT SERVICES

NEW SECTION

WAC 388-829Z-005 What definitions apply to this chapter? The following definitions apply to this chapter.

"Client" means a person who has a developmental disability as defined in RCW 71A.10.020(5) and who DDA has determined eligible to receive services under chapter 71A.16 RCW. For purposes of notification, informed consent, and decision-making requirements, the term "client" includes the client's legal representative to the extent of the representative's legal authority.

"DDA" means the developmental disabilities administration, an administration of the department of social and health services, its employees, and authorized agents.

"Direct support professional" means a person who interacts directly with a client while the client receives emergency transitional support services.

"DSHS" or "the department" means the state of Washington department of social and health services, its employees, and authorized agents.

"Legal representative" means a person's legal guardian, limited guardian when the subject matter is within the scope of the limited guardianship, attorney-at-law, attorney-in-fact, or any other person who is authorized by law to act for another person.

"Provider" means the state-operated entity on the Rainier School campus providing emergency transitional support services.

"State of emergency" means an emergency proclaimed as such by the governor pursuant to RCW 43.06.010.

[]

NEW SECTION

WAC 388-829Z-010 What is the purpose of this chapter? This chapter establishes rules for emergency transitional support services. These state-funded services, administered by DDA at Rainier School, were created in direct response to a state of emergency declared by the governor.

[]

ELIGIBILITYNEW SECTION

WAC 388-829Z-015 Who may receive emergency transitional support services? (1) To receive emergency transitional support services, a person must:

- (a) Have been admitted to Rainier School to receive emergency transitional support services on or before March 31, 2023; or
- (b) Meet the following criteria:
- (i) The person is eligible for DDA services under chapter 388-823 WAC;
- (ii) The person is age 18 or older; and
- (iii) The person is:
- (A) At risk of being hospitalized without medical need; or
- (B) Hospitalized without medical need and there are no safe discharge options immediately available to the person.
- (2) Emergency transitional support services are limited to specific legislative appropriations and program capacity.

[]

PROVIDER QUALIFICATIONS

NEW SECTION

WAC 388-829Z-020 What are the minimum requirements for direct support professionals providing emergency transitional support services? To provide emergency transitional support services, a direct support professional must:

- (1) Have a high school diploma or GED equivalent, unless hired before September 1, 1991;
- (2) Be age 18 or older;
- (3) Have a current background check as required by WAC 388-829Z-025; and
- (4) Successfully complete residential habilitation center new employee training, which includes at a minimum:
- (a) Client rights;
- (b) Mandatory reporting;
- (c) Blood-borne pathogens;
- (d) First aid and CPR;
- (e) Crisis prevention and deescalation;
- (f) Skills training for activities of daily living; and
- (g) Person-centered thinking.

[]

NEW SECTION

WAC 388-829Z-025 Who must have a background check? (1) A direct support professional, volunteer, and any other employee who may have unsupervised access to a DDA client must have a background check.

(2) Any person required to have a background check under this section must have a nondisqualifying background check result as required by DSHS.

[]

NEW SECTION

WAC 388-829Z-030 What will disqualify a direct support professional or a volunteer from working in a capacity that may involve access to DDA clients? (1) Criminal convictions and pending charges that disqualify a direct support professional or a volunteer from working with DDA clients are listed in chapter 388-113 WAC.

(2) A volunteer or person employed by an emergency transitional support services provider who receives a DSHS background check with a disqualifying result is prohibited from any unsupervised access to DDA clients.

[]

SERVICE DELIVERY

NEW SECTION

WAC 388-829Z-035 What services and activities must be a part of emergency transitional support services? The provider must provide the following services and activities at no cost to the client:

- (1) A furnished home environment, including a private bedroom;
- (2) Access to a safe outdoor area for recreation and leisure;
- (3) Support accessing social and recreational opportunities in the community;
- (4) Access to physical and behavioral health services prescribed by the client's treating professional;
- (5) Three nutritious meals and two snacks per day;
- (6) Bedding and towels;
- (7) Access to laundry facilities; and
- (8) Access to a telephone and a place to make private calls.

[]

NEW SECTION

WAC 388-829Z-040 What policies and procedures must the provider have? (1) The provider must implement policies and procedures that address:

- (a) Client rights, including a client's right to file a complaint or suggestion without interference;
 - (b) Reporting requirements for suspected abuse, neglect, financial exploitation, and abandonment;
 - (c) Client protections when there have been allegations of abuse, neglect, financial exploitation, or abandonment;
 - (d) Emergent situations that may pose a danger or risk to the client or others;
 - (e) Response to a missing person and other client emergencies;
 - (f) Emergency response plans for natural and other disasters;
 - (g) Client access to medical, mental health, and law enforcement resources;
 - (h) Notifications to client's primary caregiver, legal representative, or relatives in case of emergency;
 - (i) Client grievances, including timelines, possible remedies, and information about how to submit unresolved grievances to the department; and
 - (j) Aspects of medication management, including:
 - (i) Supervision of medication; and
 - (ii) Client refusal.
- (2) The provider must train employees on its policies and procedures, maintain current written policies and procedures, and make them available upon request to all employees, clients, client legal representatives, and DDA.

[]

NEW SECTION

- WAC 388-829Z-045 What requirements must be met before a provider transports a client?** Before transporting a client, a provider or direct support professional must have:
- (1) Automobile insurance coverage under chapter 46.30 RCW; and
 - (2) A valid driver's license under chapter 46.20 RCW.

[]

NEW SECTION

- WAC 388-829Z-050 How must the provider regulate the water temperature at Rainier School?** (1) The provider must regulate the water temperature at Rainier School as follows:
- (a) Maintain the water temperature in the household between 105 degrees and 120 degrees Fahrenheit; and
 - (b) Check the water temperature at least once every six months.
- (2) The provider must document compliance with these requirements.

[]

NEW SECTION

WAC 388-829Z-055 What records must the provider keep? (1) For each client, the provider must keep the following information:

- (a) The client's name and address;
 - (b) The name, address, and telephone number of the client's primary guardian or legal representative;
 - (c) A copy of the client's most recent person-centered service plan;
 - (d) Nurse delegation records, if applicable;
 - (e) Progress notes;
 - (f) Incident reports, if applicable;
 - (g) Medication documentation, including a medication intake form and medication administration records, if applicable;
 - (h) A list of the client's personal property upon arrival, acquisition of new property - other than consumables, and property at departure; and
 - (i) A record of money or gift cards managed by the provider on behalf of the client, if applicable.
- (2) An emergency transitional support services provider must also keep the following:
- (a) Water temperature monitoring records;
 - (b) Direct support professional training records; and
 - (c) Direct support professional time sheets specific to locations worked.

[]

NEW SECTION

WAC 388-829Z-060 How must a provider report suspected abuse and neglect? A provider must immediately report suspected abandonment, abuse, financial exploitation, or neglect of vulnerable adults to:

- (1) Adult protective services using the DSHS online reporting tool or by calling 1-877-734-6277 (TTY: 1-800-977-5456); and
- (2) Law enforcement agencies as required under chapter 74.34 RCW, including when there is reason to suspect sexual or physical abuse.

[]

TERMINATIONNEW SECTION

WAC 388-829Z-065 When may DDA terminate a client's emergency transitional support services? (1) DDA must terminate a client's emergency transitional support services if:

- (a) Requested by the client; or
- (b) The provider is decertified.
- (2) DDA may terminate a client's emergency transitional support services if:
 - (a) DDA determines and documents that the client cannot be supported safely in the program's environment or poses a danger to other clients in the program; or
 - (b) The service is not funded by the legislature.
- (3) DDA must provide 30 days' advance notice for termination of emergency transitional support services.

[]

NEW SECTION

WAC 388-829Z-070 What are a client's notice and appeal rights?

- (1) A client has a right to appeal a termination under WAC 388-829Z-065 (2) (a).
- (2) A client does not have a right to appeal termination of emergency transitional support services if the basis for termination is a lack of funding or provider decertification.

[]

CERTIFICATION

NEW SECTION

- ##### **WAC 388-829Z-075 Must the provider of emergency transitional support services be certified?**
- (1) The provider of emergency transitional support services must be certified by DDA no more than 90 days after the first date of service delivery.
 - (2) DDA certifies the provider through a certification evaluation to monitor compliance with this chapter and other relevant DDA policies.
 - (3) DSHS-contracted evaluators conduct the certification evaluations.
 - (4) The provider must participate in a certification evaluation at least once every 12 months.

[]

NEW SECTION

WAC 388-829Z-080 What if the emergency transitional support services provider disagrees with a certification evaluation or certification decision? If an emergency transitional support services provider disagrees with a certification evaluation or certification decision under this chapter, the provider may request an informal dispute resolution meeting with DDA by:

- (1) Submitting a written request to DDA no more than 10 days after receiving the final certification letter and report; and
- (2) Including a written statement that identifies the challenged action, describes the provider's concerns, and lists regulations and contract standards cited.

[]

NEW SECTION

WAC 388-829Z-085 What happens if the provider is found to be out of compliance? (1) If DDA finds in its evaluation that the emergency transitional support services provider is out of compliance with any part of this chapter, the provider and DDA must develop a plan of correction.

- (2) The plan of correction must:
 - (a) Outline methods for the provider to comply with the required corrections; and
 - (b) Provide a time frame for the provider to complete the corrective actions.

[]

NEW SECTION

WAC 388-829Z-090 When may DDA stop admission authorization for emergency transitional support services? DDA may stop admission authorization for emergency transitional support services if:

- (1) The provider demonstrates inadequate performance or inability to deliver quality care that jeopardizes the client's health, safety, or well-being;
- (2) The provider does not complete the corrective actions within the agreed upon time frame;
- (3) The provider fails to comply with the requirements of this chapter; or
- (4) DDA has substantial evidence that a client's health, safety, or well-being is at risk.

[]

WSR 23-13-089
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed June 16, 2023, 4:06 p.m., effective July 1, 2023]

Effective Date of Rule: July 1, 2023.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: As directed in SB [ESSB] 5693, the rules provide for funding participating student's enrollment in running start courses during the summer term. Funding for summer term is based on a two-month count and the first count day is July 1, 2023.

Purpose: The office of superintendent of public instruction is adopting rules to fund participating student's enrollment in running start courses during the summer term, as directed in ESSB 5693, section 504(18), passed by the Washington state legislature in 2022. The rule revisions open the summer term for running start, allow for running start enrollment to be claimed on a July and August count day, and change the calculating of the average annual full-time equivalent (AAFTE) to be based on the 11 months of reported enrollment divided by nine. The rule revisions will allow a student who is in grade 11 and 12 for the current school year (school year 2022-23) and who has available AAFTE to enroll in a college summer term and to be claimed for running start funds. The funding for the summer quarter will be based on a two-month count.

Citation of Rules Affected by this Order: Amending WAC 392-121-119, 392-121-123, 392-169-030, 392-169-055, and 392-169-100.

Statutory Authority for Adoption: RCW 28A.600.390; and 2022 ESSB 5693, section 504(18).

Adopted under notice filed as WSR 23-08-079 on April 4, 2023.

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 5, 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 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: June 16, 2023.

Chris P. S. Reykdal
State Superintendent of Public Instruction

OTS-4354.1

AMENDATORY SECTION (Amending WSR 15-18-078, filed 8/28/15, effective 9/28/15)

WAC 392-121-119 Definition—Enrollment count dates. As used in this chapter, "enrollment count dates" means the fourth school day of September and the first school day of each of the nine subsequent months of the school year for all school districts and charter schools including districts and charter schools which commence basic education programs prior to September 1st. Exceptions are limited to the following:

(1) In school districts where not every school or grade follows the same calendar of school days, the calendar of an individual school or an entire grade level within a school may determine the monthly enrollment count date for that school or grade level within the school.

(2) The ~~((nine))~~ 11 count dates for running start enrollment shall be the first school day of each month of October through ~~((June))~~ August.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-119, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-119, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 97-22-013 (Order 97-06), § 392-121-119, filed 10/27/97, effective 11/27/97.]

AMENDATORY SECTION (Amending WSR 15-18-078, filed 8/28/15, effective 9/28/15)

WAC 392-121-123 Nonstandard school year programs. A student participating in a program of education occurring during the nonstandard school year on a tuition-free basis may be claimed for state funding to the extent that the student was not claimed as a 1.0 AAFTE during the regular school year (September through June), subject to the following:

(1) Eligible student FTE in a nonstandard school year program shall be claimed based upon the following:

(a) Enrolled hours based upon the standards in WAC 392-121-122 or 392-121-182.

(b) Credit based for student enrolled in a college program under WAC 392-121-188.

(c) A student enrolled in transition school (~~((or a running start program))~~) is not eligible for nonstandard school year funding.

(2) A district or charter school shall make month by month evaluation of the student to determine if the following conditions were met during the regular school year:

(a) The student was not home schooled or enrolled in a private school.

(b) The student was not claimed as a 1.0 FTE in a regular or institution education program.

(3) For each month in which the conditions of subsection (2) of this section are met, the district or charter school shall determine the amount of student FTE claimed for the student. To the extent the enrollment claimed is less than 1.0 FTE for each month, the school district or charter school may claim nonstandard school year FTE based

upon the student enrollment in the nonstandard school year school program.

[Statutory Authority: RCW 28A.150.290 and 28A.710.220. WSR 15-18-078, § 392-121-123, filed 8/28/15, effective 9/28/15. Statutory Authority: RCW 28A.150.305. WSR 13-02-004, § 392-121-123, filed 12/19/12, effective 1/19/13. Statutory Authority: RCW 28A.150.290. WSR 09-01-173, § 392-121-123, filed 12/23/08, effective 1/23/09; WSR 95-01-013, § 392-121-123, filed 12/8/94, effective 1/8/95. Statutory Authority: RCW 28A.41.055 and 28A.41.170. WSR 88-03-013 (Order 88-8), § 392-121-123, filed 1/11/88.]

OTS-4355.1

AMENDATORY SECTION (Amending WSR 16-10-115, filed 5/4/16, effective 6/4/16)

WAC 392-169-030 Annual average full-time equivalent (AAFTE) running start enrollment—Definition. For purposes of this chapter and chapter 392-121 WAC, "annual average full-time equivalent (AAFTE) running start enrollment" means the sum of the AAFTE of all running start students for a school year when each running start student's AAFTE equals the sum of the student's running start FTE enrollment on the ~~((nine))~~ 11 running start count dates divided by nine.

[Statutory Authority: RCW 28A.600.390. WSR 16-10-115, § 392-169-030, filed 5/4/16, effective 6/4/16; WSR 14-22-079, § 392-169-030, filed 11/3/14, effective 12/4/14. Statutory Authority: RCW 28A.600.390, 28A.150.260 and [28A.150.]290. WSR 94-04-095 (Order 94-01), § 392-169-030, filed 2/1/94, effective 3/4/94.]

AMENDATORY SECTION (Amending WSR 16-10-115, filed 5/4/16, effective 6/4/16)

WAC 392-169-055 Enrollment—Extent and duration of running start enrollment. Running start program enrollment under this chapter is limited as follows (and as may be further limited for academic reasons under WAC 392-169-057):

(1) An eligible student who enrolls in grade ~~((eleven))~~ 11 may enroll in an institution of higher education while in the ~~((eleventh))~~ 11th grade for no more than the course work equivalent to one academic year of enrollment as an annual average full-time equivalent running start student ~~((i.e., three college or university quarters as a full-time equivalent college or university student, two semesters as a full-time equivalent college or university student, or nine months as a full-time equivalent technical college student))~~.

(2) An eligible student who enrolls in grade ~~((twelve))~~ 12 may enroll in an institution of higher education while in the ~~((twelfth))~~ 12th grade for no more than the course work equivalent to one academic year of enrollment as an annual average full-time equivalent running

~~start student ((i.e., three college or university quarters as a full-time equivalent community college or university student, two semesters as a full-time equivalent college or university student, or nine months as a full-time technical college student)).~~

~~(3) Enrollment in an institution of higher education is limited to the fall, winter and spring college quarters, and the fall and spring college semesters).~~

~~((4)) (3) As a general rule a student's eligibility for running start program enrollment terminates at the end of the student's ((twelfth)) 12th grade regular academic year, notwithstanding the student's failure to have enrolled in an institution of higher education to the full extent permitted by subsections (1) and (2) of this section: Provided, That a student who has failed to meet high school graduation requirements as of the end of the student's ((twelfth)) 12th grade regular academic year (September through June) due to the student's absence, the student's failure of one or more courses, or another similar reason may continue running start program enrollment for the sole and exclusive purpose of completing the particular course or courses required to meet high school graduation requirements, subject to the enrollment limitation established by subsection (2) of this section.~~

[Statutory Authority: RCW 28A.600.390. WSR 16-10-115, § 392-169-055, filed 5/4/16, effective 6/4/16; WSR 14-22-079, § 392-169-055, filed 11/3/14, effective 12/4/14. Statutory Authority: RCW 28A.300.390, 28A.150.260 and 28A.150.290. WSR 95-09-042 (Order 95-02), § 392-169-055, filed 4/14/95, effective 5/15/95. Statutory Authority: RCW 28A.600.390, 28A.150.260 and [28A.150.]290. WSR 94-04-095 (Order 94-01), § 392-169-055, filed 2/1/94, effective 3/4/94.]

AMENDATORY SECTION (Amending WSR 16-10-115, filed 5/4/16, effective 6/4/16)

WAC 392-169-100 Running start enrollment count dates. Enrollment count dates for the running start program shall be as follows:

(1) For community and technical colleges and for Central Washington University and Eastern Washington University, the first college or university day of each of the months of October through ((June)) August; and

(2) For Washington State University, the first university day of each of the months of September through ((May)) July.

[Statutory Authority: RCW 28A.600.390. WSR 16-10-115, § 392-169-100, filed 5/4/16, effective 6/4/16; WSR 14-22-079, § 392-169-100, filed 11/3/14, effective 12/4/14. Statutory Authority: RCW 28A.300.390, 28A.150.260 and 28A.150.290. WSR 95-09-042 (Order 95-02), § 392-169-100, filed 4/14/95, effective 5/15/95. Statutory Authority: RCW 28A.600.390, 28A.150.260 and [28A.150.]290. WSR 94-04-095 (Order 94-01), § 392-169-100, filed 2/1/94, effective 3/4/94.]

WSR 23-13-108
PERMANENT RULES
WALLA WALLA
COMMUNITY COLLEGE

[Filed June 20, 2023, 2:07 p.m., effective July 21, 2023]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Repealing chapter 132T-05 WAC, Faculty qualifications. New policy and procedure for faculty credentials will be posted on the Walla Walla Community College website (<https://www.wvcc.edu/policies-procedures/>) upon review and approval.

Citation of Rules Affected by this Order: Repealing chapter 132T-05 WAC.

Adopted under notice filed as WSR 23-08-074 on April 4, 2023.

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 7.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 7.

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: June 20, 2023.

Alexandra K. Nelson, MPA
 Executive Assistant to the Vice President of Instruction

OTS-4698.1

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 132T-05-010	Adoption and publication of district personnel selection practices and standards.
WAC 132T-05-020	General standards of qualifications for community college personnel.
WAC 132T-05-030	Additional qualifications in areas of specialization.
WAC 132T-05-040	Maintaining and improving occupational and teaching competencies for vocational administrators, instructors and counselors.
WAC 132T-05-050	Types of vocational education certificates.

WAC 132T-05-060	Definition of professional improvement units.
WAC 132T-05-070	Safety and occupational health practices standards.

WSR 23-13-114
PERMANENT RULES
OFFICE OF THE
INSURANCE COMMISSIONER

[Filed June 21, 2023, 8:17 a.m., effective June 1, 2024]

Effective Date of Rule: June 1, 2024.

Purpose: Numerous consumer complaints and industry responses provided to the Washington state office of the insurance commissioner (OIC) demonstrate a need for insurers to provide transparency to policyholders for premium increases imposed at renewal. Requiring insurers to provide premium change transparency to their insurance consumers, disclosing the increases in a consumer's insurance costs as well as the reasons causing increased policyholder premiums at renewal, will promote honesty and fairness in these insurance transactions and uphold the public interest in the business of insurance.

OIC is adopting administrative regulations to achieve transparency for policyholders receiving premium increases from insurers at renewal. The rule aims to achieve transparency by defining the scope of insurer responsibility to explain the specific rate and rating factors that cause premiums to increase for consumers at renewal. The rule intends to furnish insurance consumers additional protections in the form of financial transparency and fairness in insurance renewal transactions, as well as the ability to make educated and informed decisions on purchasing or renewing policies, administering coverages, improving insurability, and managing insurance costs.

Citation of Rules Affected by this Order: New chapter 284-30A WAC.

Statutory Authority for Adoption: RCW 48.02.060 for OIC's general rule-making authority to effectuate RCW 48.01.030, 48.18.180, 48.18.2901, 48.18.292, 48.18.480, 48.18.545, 48.19.020, 48.19.035, and 48.30.010.

Adopted under notice filed as WSR 23-07-077 on March 14, 2023.

A final cost-benefit analysis is available by contacting Rules Coordinator, P.O. Box 40255, Olympia, WA 98504-0255, phone 360-725-7171, fax 360-586-3109, TTY 360-586-0241, email RulesCoordinator@oic.wa.gov, website www.insurance.wa.gov.

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 10, 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: June 21, 2023.

Mike Kreidler
Insurance Commissioner

OTS-4002.7

Chapter 284-30A WAC
PREMIUM CHANGE TRANSPARENCY

NEW SECTION

WAC 284-30A-010 Purpose. (1) Numerous consumer complaints filed with the commissioner about the premium increase explanations provided by insurers demonstrate a need for insurers to provide greater transparency to policyholders when their premiums increase.

(2) This chapter improves transparency in insurance by defining the scope of insurer responsibility to explain premium increases to policyholders.

(3) Insurers shall provide the premium change transparency required by this chapter to their policyholders indicating the premium increases occurring at renewal. Failure to provide the premium change transparency required by this chapter is hereby defined as an unfair and deceptive practice in the business of insurance under chapters 284-30 WAC and 48.30 RCW.

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NEW SECTION

WAC 284-30A-020 Scope of applicability. (1) This chapter applies to policies renewed on or after June 1, 2024.

(2) This chapter applies to authorized insurers with the following types of personal insurance policies:

(a) Private passenger automobile coverage; and

(b) Homeowner's coverage, including mobile homeowners, manufactured homeowners, condominium owners, and renter's coverage.

(3) This chapter applies to renewals of policies and will not apply to the purchase of new policies or new insurance applications.

(4) Exemptions:

(a) This chapter does not apply to personal insurance policies for coverage of boats, motorcycles, off-road vehicles, recreational vehicles, antique or collector vehicles, classic vehicles, and specialty vehicles.

(b) Insurers of health, disability, life, and long-term care are exempt from compliance with this chapter. Health care services contractors and health maintenance organizations are also exempt from compliance with this chapter.

(c) Nothing in this chapter requires insurers to disclose the contents of credit-based insurance scoring models, company placement criteria or eligibility rules, and strictly confidential insurance company trade secrets, as defined by chapter 19.108 RCW (Uniform Trade Secrets Act). However, insurers may need to provide information specific to the policyholder that has been produced through or resulting from these sources to comply with this chapter.

(d) Information in a filing on "usage-based insurance" and about the usage-based component of the rate is confidential and exempt from this chapter, pursuant to RCW 48.19.040.

(e) This chapter does not apply to policyholder-initiated changes to insurance coverages, policies, or premiums.

(f) This chapter does not apply to personal umbrella policies.

(5) This chapter is not intended to contradict or conflict with the Fair Credit Reporting Act (15 U.S.C. Sec. 1681).

(6) This chapter, and the associated premium change transparency requirements, are in addition to and separate from the disclosure requirements contained in chapter 284-24A WAC.

(7) Violation of this regulation is not a violation for purposes of RCW 48.30.015(5).

[]

NEW SECTION

WAC 284-30A-030 Definitions. When used in this chapter, these terms are defined as and have the following meaning:

(1) "Antique vehicle" or "collector vehicle" means a vehicle that is a classic vehicle and is at least 30 years old.

(2) "Classic vehicle" means a vehicle that is at least 10 years old and has historical interest for preservation or restoration.

(3) "Insurance" has the same meaning as provided in RCW 48.01.040.

(4) "Insurance policy" or "policy" or "insurance contract" or "contract" means any contract of insurance, indemnity, or suretyship, issued, proposed for issuance, or intended for issuance by any insurer that provides either:

(a) Private passenger automobile coverage; or

(b) Homeowner's coverage, including mobile homeowners, manufactured homeowners, condominium owners, and renter's coverage.

(5) "Insurer" means any individual, corporation, association, partnership, reciprocal exchange, interinsurer, fraternal mutual insurer, and any other legal entity engaged in the business of insurance, and which is authorized to issue and which issues any insurance policy or insurance contract in this state that provides either:

(a) Private passenger automobile coverage; or

(b) Homeowner's coverage, including mobile homeowners, manufactured homeowners, condominium owners, and renter's coverage.

(6) "Policyholder" means either the persons, entities, or both, listed on the declarations page as the named insured in an insurance policy. Policyholder does not include other covered individuals or lienholders.

(7) "Policy period" means the time or period during which insurance coverage is in effect.

(8) "Premium" has the same meaning as provided in RCW 48.18.170.

(9) "Premium change transparency" means either insurer explanations or notices provided to policyholders regarding premium increases occurring at renewal according to this chapter.

(10) "Written" or "in writing" means any retrievable method of recording an agreement or document, and, unless otherwise specified, includes paper and electronic formats.

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NEW SECTION

WAC 284-30A-040 Premium change transparency thresholds. (1) Beginning June 1, 2024, and effective until June 1, 2027, insurers shall provide reasonable explanations, for insurance policies as described in WAC 284-30A-020, upon written request by the policyholder, for any premium increase occurring at renewal.

(2) Beginning June 1, 2027, insurers shall provide premium change notices, with reasonable explanations and primary factors, disclosing the causes of premium increases for insurance policies as described in WAC 284-30A-020. Insurers shall provide premium change notices automatically when a renewal will result in a 10 percent premium increase or more, or upon written request by the policyholder for any premium increase occurring at renewal.

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NEW SECTION

WAC 284-30A-050 Premium change transparency administrative requirements. (1) **Insurer premium change transparency disclaimer:** Beginning June 1, 2024, insurers shall include a prominent disclaimer on the first page or view of renewal notices and renewal billing statements indicating, in **at least 12-point type bold font**, substantially similar language as the following: "***Policyholders receiving an increase to their premiums at renewal can request an explanation by contacting their insurer in writing. Please see Chapter 284-30A WAC for additional information on your right to an explanation for your rate increase.***"

(2) Insurers shall include their contact information in all premium change transparency to policyholders, and may include the producer's (if any), contact information.

(3) Consumers' written requests, and insurers' premium change transparency, are deemed to be requested and responded to at the date indicated by either postmark or electronic timestamp for delivery. In the event of duplicate requests or responses, for delivery by both mail and email, then this date will be determined as the earlier of either postmark or electronic timestamp for delivery.

(4) Insurers shall provide premium change transparency to the policyholder, and their producer (if any), according to the following:

(a) If upon written request, then no later than 20 calendar days from the receipt of the written request; and

(b) If upon renewal, due to a 10 percent premium increase or more, then automatically and no less than 20 calendar days prior to the effective date of the renewed policy.

(5) Insurers shall include a statement in all premium change transparency that the policyholder may contact their insurer to request additional information about the policyholder's premium increases.

(6) Insurers shall respond to and provide additional information for policyholder's subsequent requests for premium change transparency, no later than 20 calendar days from the receipt of any subsequent requests.

(7) Insurers shall send premium change transparency to policyholders in writing, and may send either explanations or notices via postal mail, or may deliver either in email or electronic format, if the policyholder has consented to receive notifications electronically. All electronic correspondence, notices, and deliveries must comply with chapter 48.185 RCW.

(8) Insurers may send premium change transparency to the policyholder individually or with renewal notices.

(9) Insurers may provide policyholders with access to a language translation service specific to the premium change transparency. This can include either written or telephonic translation services. If an insurer translates premium change transparency, then the translations must comply with WAC 284-20B-150.

(10) Insurers' records related to premium change transparency are subject to RCW 48.05.280. Insurers' records must be retrievable and made accessible to the commissioner during the retention period.

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NEW SECTION

WAC 284-30A-060 Premium change transparency notice requirements.

(1) Beginning January 1, 2027, insurers shall file the premium change notice with the commissioner, whether using the premium change notice provided in WAC 284-30A-080, or using an alternative version of the premium change notice. Insurers shall file any alternative premium change notice with the commissioner, so the premium change notice can be reviewed for sufficiently meeting or exceeding the standards outlined in this chapter.

(2) Insurers' failure to use the premium change notice in WAC 284-30A-080, or obtain commissioner approval to use alternative insurer premium change notices, when notice is required under this chapter, is a violation of this chapter.

(3) Insurers' premium change notice filings and requests to use alternative premium change notices shall be submitted electronically in the system for electronic rate and form filings (SERFF).

[]

NEW SECTION

WAC 284-30A-070 Insurer communication standards. (1) Reasonable explanation is a communication standard that requires insurers to provide sufficient information, in terms that are understandable to an average policyholder, which enable the policyholder to figure out the basic nature of any premium increase.

(2) Primary factors is a communication standard that requires insurers to provide the specific rate and rating factors that caused the premium increase. The primary factors are the following:

(a) Auto-related factors (car garaging location, driving record, miles driven, number of drivers, and number of vehicles), claims history, discounts, fees and surcharges, demographic factors (age, credit history, education, gender, marital status, and occupation), property related factors (age, location, and value), premium capping, and rate changes (including those subject to rate stability rules, transition rules, or premium-capping rules, as referenced in WAC 284-24-130).

(b) Insurers shall include the primary factors in the premium change notice, if applicable to the premium increase, with any premium change notices processed for renewals effective on or after June 1, 2027. Factors not listed above as primary are considered as optional factors. Insurers may include additional optional factors not listed in this section, if applicable to the premium increase.

(3) Insurers may include composite rating variables in premium change transparency to inform policyholders of premium increases. However, if insurers include composite rating variables in their premium change transparency, then insurers shall explain the premium increase attributed to the composite rating variables.

(4) Insurers may include the use of estimated dollars in premium change transparency, if a reasonable explanation is provided by the insurers to the policyholders on the degree of accuracy estimated dollars achieve, as specifically applied to that policy and premium increase.

(5) Insurers may show separate impacts by the different perils or risks being covered and the type of coverage for each.

(6) This chapter does not prohibit insurers from sending premium change transparency for all premium increases beyond those required in this section.

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NEW SECTION

WAC 284-30A-080 Premium change notice contents. (1) This section outlines the explanation required and minimum amount of information to include in the contents of the premium change notice. Insurers are permitted to provide additional information beyond these requirements.

(2) **Premium change notice.**

LICENSED INSURANCE COMPANY – NAME, ADDRESS, NAIC Number, & Notice Date

Policyholder Name, Policy Type, Covered Risks, Policy Number, Policy Period, and Effective Date

- **We are notifying you of a premium increase to your insurance policy. Your premium for this insurance policy has increased from (Total Amount) to (Total Amount) (insurers insert amounts).**
- **Your premium is impacted by (insurers insert primary factors such as auto-related factors, demographics, discounts, rates, and property related factors), which will cause the price of your insurance to increase at renewal.**
- **Here is an explanation for each reason of your premium increase (insurers shall communicate the reasons for the premium increases along with a corresponding explanation; insurers' explanations must include the percentage or dollar change occurring to the policyholder's premium at renewal):**

*Please note: Your future premiums may increase or decrease if you change your coverage, if there are changes in your risk characteristics that occur during this time frame, or by future rate change filings made by our company in your state.

If you have any questions, please contact your insurance company via telephone (), email (), postal mail (), or visit our website ().

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NEW SECTION

WAC 284-30A-090 Penalties for noncompliance. (1) Insurers who fail to adhere to this chapter, including the provisions on content requirements, timing, notice, and retention, are considered to have committed unfair and deceptive practices, and will be subject to the applicable remedies and penalties contained in chapters 284-30 WAC and 48.30 RCW.

(2) Insurers shall not enter into any agreement, arrangement, scheme, or understanding, or in any other manner pursue any course of conduct, designed or intended to avoid compliance with this chapter.

(3) Insurers are responsible for compliance with this chapter and cannot avoid liability by delegating premium change transparency requirements to third parties.

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NEW SECTION

WAC 284-30A-100 Severability clause. If any section or portion of a section of this chapter or the applicability thereof to any person or circumstance is held invalid by a court, the remainder of this chapter or the applicability of the provision to other persons or circumstances shall not be affected.

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WSR 23-13-115
PERMANENT RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed June 21, 2023, 8:28 a.m., effective July 3, 2023]

Effective Date of Rule: July 3, 2023.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: As permitted by RCW 34.05.380 (3)(a), immediate implementation is necessary in order to implement ESSB 5320 (chapter 95, Laws of 2023).

Purpose: This rule making adopts amendments to the qualifications for 01 journey level electrician examinations under WAC 296-46B-945. Amendments to the rule are required to implement ESSB 5320.

Until June 30, 2023, individuals may qualify for examination for the 01 journey level certification examination once they have completed 8,000 hours of on-the-job experience. Four thousand of those hours must be in electrical installations in industrial or commercial facilities under supervision. Experience may be gained through an approved apprenticeship program or on-the-job training. After June 30, 2023, ability to qualify for examination through on-the-job experience is amended by this adopted rule.

In 2018, SSB 6126 (chapter 249, Laws of 2018) enacted registered apprenticeship requirements for 01 journey level certification examination candidates. To perform work limited to journey level electricians after July 1, 2023, trainees have to be registered apprentices. SSB 6126 gave the department of labor and industries (L&I) the authority, until July 1, 2025, to permit applicants who have obtained experience and training equivalent to a journey level apprenticeship program to take the examination, if the applicant had "good cause" for not completing the minimum hours of work applicable on July 1, 2023 (RCW 19.28.195). On February 14, 2023, L&I adopted rules (WSR 23-05-073) to exercise this discretion and allow temporary alternative pathways to qualify for the 01 journey level electrician examination through a "good cause" exemption beginning July 1, 2023.

This year, the legislature passed ESSB 5320, chapter 95, Laws of 2023. ESSB 5320 expands eligibility requirements for journey level electrician examination candidates that take effect July 1, 2023, and removes L&I's discretion to allow exceptions for "good cause" as it is no longer needed. This rule making is necessary to update the adopted rule to prevent WAC 296-46B-945 from conflicting with the amended law, as a result of ESSB 5320.

The adopted amendments:

- Remove language that provides temporary alternative pathways to qualify for the 01 journey level electrician examination through a "good cause" exemption that becomes obsolete on July 1, 2023, due to the passage of ESSB 5320.
- Provide permanent alternative pathways to qualify for the 01 journey level electrician examination. This includes:
 - o Clarifying the work experience and education requirements to qualify for the 01 journey level electrician examination for apprentices registered in chapter 49.04 RCW programs.
 - o Providing state-licensed electricians that have completed an 8,000 hour electrical construction trade apprenticeship (4,000 hours must be new commercial or industrial installations in another jurisdiction equivalent to an apprentice-

ship program approved in Washington) to qualify for the 01 journey level examination.

- o Providing out-of-state journey level electricians that have obtained a certificate through examination by a state licensing jurisdiction requiring at least 8,000 hours of supervised experience in the electrical construction trade (4,000 hours must be new commercial or industrial installations) to qualify for the 01 journey level examination. All experience applied toward qualifying for examination must be experience gained in the state that issued the certificate or military experience or both.
- o Providing individuals with at least 16,000 hours of out-of-state experience in the electrical construction trade installing and maintaining electrical wiring and equipment (4,000 hours must be new commercial or industrial installations) to qualify for the 01 journey level examination).
- o Providing individuals with 8,000 hours of electrical experience gained in a construction battalion while serving in the armed forces of the United States to qualify for the 01 journey level electrician examination.
- Provide current trainees that have 3,000 hours of electrical experience before July 1, 2023, or have completed a two-year electrical construction training program the ability to continue gaining experience until July 1, 2026, without becoming registered apprentices.
- Include amendments for housekeeping to relocate language in the rule.

Citation of Rules Affected by this Order: Amending WAC 296-46B-945 Qualifying for master, journey level, and specialty electrician examinations.

Statutory Authority for Adoption: ESSB 5320, chapter 95, Laws of 2023; and chapter 19.28 RCW, Electricians and electrical installations, including RCW 19.28.191 and 19.28.251.

Adopted under notice filed as WSR 23-09-069 on April 19, 2023.

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 1, 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 1, 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 1, Repealed 0.

Date Adopted: June 21, 2023.

Joel Sacks
Director

OTS-4511.1

AMENDATORY SECTION (Amending WSR 23-05-073, filed 2/14/23, effective 7/1/23)

WAC 296-46B-945 Qualifying for master, journey level, specialty electrician examinations. (1) General.

(a) All applicants must be at least 16 years of age.

(b) All applicants, from in or out of state, must demonstrate the completion of basic trainee classes described in WAC 296-46B-970

(4) (c) (ii) (D).

(i) Twenty-four hours where 2,000 or more; but less than 4,000 hours of work experience is required.

(ii) Forty-eight hours where 4,000 or more; but less than 6,000 hours of work experience is required.

(iii) Seventy-two hours where 6,000 or more; but less than 8,000 hours of work experience is required.

(iv) Ninety-six hours where 8,000 or more of work experience is required.

Qualifying for the master electrician examination.

(2) An individual may take the master electrician's certificate of competency examination if the individual meets the requirements described in RCW 19.28.191 (1) (a) or (b).

Qualifying for the master electrician examination from out-of-state.

(3) No credit may be applied from out-of-state toward qualifying for a master electrician certificate of competency examination.

Qualifying for the journey level electrician competency examination.

(4) Except as provided under subsection (5) of this section, to qualify to take the journey level electrician's certificate of competency examination, an individual must have:

(a) Successfully completed ((an)) the work experience and education requirements of an 8,000 hour electrical construction trade apprenticeship program approved under chapter 49.04 RCW ((or equivalent apprenticeship program approved by the department for the electrical construction trade in which the applicant worked in the electrical construction trade for a minimum of 8,000 hours)). Four thousand of the hours must be ((in)) new industrial or commercial electrical installations under the supervision of a master journey level electrician or journey level electrician and not more than a total of 4,000 hours in all specialties under the supervision of a master journey level electrician, journey level electrician, master specialty electrician working in that electrician's specialty, or specialty electrician working in that electrician's specialty.

Electrical construction training hours gained in specialties requiring less than two years (i.e., 4,000 hours) will not be credited towards qualification for a journey level electrician examination.

(b) Successfully completed an 8,000 hour electrical construction trade apprenticeship program in another jurisdiction equivalent to an apprenticeship program approved under chapter 49.04 RCW. Four thousand of the hours must be new industrial or commercial electrical installations;

(c) An out-of-state journey level electrician certificate obtained through examination by a state licensing jurisdiction requiring at least 8,000 hours of supervised experience in the electrical construction trade installing and maintaining electrical wiring and

equipment for installations of a type regulated under this chapter. Four thousand of the hours must be new industrial or commercial electrical installations. All experience applied toward qualifying for examination must be experience gained in the state that issued the certificate or military experience or both. Credit allowed for military service shall not exceed that allowed in (e) of this subsection and subsection (12) of this section. Documentation of experience shall be the same as required in subsection (10) of this section;

(d) At least 16,000 hours of out-of-state experience in the electrical construction trade installing and maintaining electrical wiring and equipment for installations of a type regulated under this chapter. Four thousand of the hours must be new industrial or commercial electrical installations. Work experience documentation submitted to prove the candidate has worked the hours claimed must be an original notarized letter of work experience accompanied by documentation, see subsection (8) of this section, that can be used to verify the individual has worked the hours being requested. Documentation must be provided by:

- (i) An appropriately state-licensed electrical contractor;
- (ii) A registered apprenticeship training director;
- (iii) A nationally recognized contractor/labor organization; or
- (iv) The individual's lawful employer.

(e) Eight thousand hours of experience in the electrical construction trade installing and maintaining electrical wiring and equipment for installations of a type regulated under this chapter while serving in a construction battalion in the armed forces of the United States.

The trainee and their employer and/or apprenticeship training director must attest to the accuracy of all information contained on affidavits of experience and apprenticeship graduation certificates used to verify eligibility for the examination.

~~(5) ((a)) Until July 1, ((2025, under temporary authority provided by RCW 19.28.195 and due to the universal effects of the COVID-19 pandemic, candidates are eligible to qualify for a journey level certification examination after department review and approval without completing an apprenticeship required under subsection (4) of this section if they have:~~

~~(i) Successfully completed the work experience and education requirements of an 8,000 hour electrical construction trade apprenticeship program approved under chapter 49.04 RCW. Four thousand of the hours shall be new industrial or commercial installations.~~

~~(ii) A journey level electrician certificate obtained through examination by another state licensing jurisdiction in the United States that requires at least 8,000 hours of supervised experience in the electrical construction trade installing and maintaining electrical wiring and equipment of a type regulated by chapter 19.28 RCW. Four thousand of the hours shall be new industrial or commercial installations. All experience applied toward qualifying for examination must be experience gained in the state that issued the certificate or military service or both. Credit allowed for military service shall not exceed that allowed in (a) (iii) of this subsection and subsection (12) of this section. Documentation of experience shall be the same as required in subsection (10) of this section;~~

~~(iii) Eight thousand hours of experience in the electrical construction trade installing and maintaining electrical wiring and equipment of a type regulated by chapter 19.28 RCW while serving in a construction battalion in the armed forces of the United States.~~

~~(iv) Sixteen thousand hours of out-of-state experience in the electrical construction trade installing and maintaining electrical wiring and equipment of a type regulated by chapter 19.28 RCW. Four thousand of the hours shall be new industrial or commercial installations. Work experience documentation submitted to prove the candidate has worked the hours claimed must be an original notarized letter of work experience accompanied by documentation, see subsection (8) of this section, that can be used to verify the individual has worked the hours being requested. Documentation must be provided by:~~

- ~~(A) An appropriately state-licensed electrical contractor;~~
- ~~(B) Registered apprenticeship training director;~~
- ~~(C) Nationally recognized contractor/labor organization; or~~
- ~~(D) The individual's lawful employer.~~

~~(v) Before July 1, 2025, acquired 8,000 hours of experience as follows:~~

~~(A) Before July 1, 2023, they lawfully worked in the electrical construction trade for at least 4,000 hours while performing new industrial or commercial installation work not included for specialties in WAC 296-46B-920(2). Proof of hours worked in Washington must be received in accordance with WAC 296-46B-942 (8)(d); and~~

~~(B) Before July 1, 2025, they lawfully gained the balance of 8,000 hours of experience referenced under (a)(v) of this subsection through one or more of following:~~

~~(I) Experience performing work described in the following specialties defined in WAC 296-46B-920(2): residential (02); pump and irrigation (03); signs (04); limited energy system (06); HVAC/refrigeration (06A); or nonresidential maintenance (07). Proof of hours worked in Washington must be received in accordance with WAC 296-46B-942 (8)(d).~~

~~(II) Experience hours gained through completion of a two-year electrical training program approved under WAC 296-46B-971. Military experience as allowed in subsection (12) of this section shall be allowed for journey level examination candidates.~~

~~(III) Experience in another country as allowed in subsection (13) of this section.~~

~~(b)) 2026, notwithstanding RCW 19.28.161 (2)(a)(i) and 19.28.191 (1)(c)(i), the department shall permit:~~

~~(a) A person issued an electrical training certificate to work to gain the experience required to qualify for the journey level electrician certification examination without registering in an apprenticeship program approved under chapter 49.04 RCW or equivalent out-of-state apprenticeship program if before July 1, 2023, the trainee has:~~

~~(i) Three thousand hours of lawful experience worked in the electrical construction trade regulated under this chapter; or~~

~~(ii) Completed a two-year training school program pursuant to RCW 19.28.191 (1)(e).~~

~~(b) Electrical trainees described in (a) of this subsection to qualify for the journey level electrician certification examination without completing the work and education requirements of an apprenticeship approved under chapter 49.04 RCW or completing an equivalent out-of-state apprenticeship program. To be eligible to take the examination for a journey level certificate of competency, the applicant must demonstrate 8,000 hours of lawful experience working in the electrical construction trade regulated under this chapter. Four thousand of the hours must be new industrial or commercial electrical installations.~~

(c) Candidates shall only qualify for examination under temporary allowances in ~~((a))~~ (b) of this subsection if their applications for examination and supporting documentation are received by the department before July 1, ~~((2025))~~ 2026.

Qualifying for a specialty electrician certificate of competency or examination.

(6) After review and approval by the department, an individual may qualify for a specialty electrician's examination and certificate of competency if the individual held a current electrical training certificate, and has worked for an employer who employs at least one certified master journey level electrician, journey level electrician, appropriate master specialty electrician, or appropriate specialty electrician on staff and the individual:

(a) Has been employed, in the electrical construction trade, under the direct supervision of an appropriate electrician in the appropriate specialty as follows:

Table 945-1 Experience Hours

Specialty	Minimum Hours of Work Experience Required to be Eligible for Examination ⁽⁴⁾⁽⁵⁾	Minimum Hours of Work Experience Required for Certification
Residential certificate (02)	4,000 ⁽³⁾	4,000
Pump and irrigation certificate (03)	4,000 ⁽³⁾	4,000
Domestic pump certificate (03A)	720 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Signs certificate (04)	4,000 ⁽³⁾	4,000
Limited energy system certificate (06)	4,000 ⁽³⁾	4,000
HVAC/refrigeration system certificate (06A)	4,000 ⁽³⁾	4,000 ⁽⁷⁾
HVAC/refrigeration – Restricted (06B)	1,000 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Nonresidential maintenance certificate (07)	4,000 ⁽³⁾	4,000
Nonresidential lighting maintenance and lighting retrofit certificate (07A)	720 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Residential maintenance certificate (07B)	720 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Restricted nonresidential maintenance certificate (07C)	1,000 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Appliance repair certificate (07D)	720 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Equipment repair certificate (07E)	1,000 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾
Door, gate, and similar systems certificate (10)	720 ⁽¹⁾⁽²⁾	2,000 ⁽⁶⁾

- Notes:
- (1) Until the examination is successfully completed, the trainee must work under 100 percent supervision. Once the appropriate examination is successfully completed, the modified supervision trainee may work under zero percent supervision.
 - (2) The trainee may have only one zero percent supervision certificate in a specialty (valid for no more than two years). If the trainee has not gained the required work experience by the time the zero percent supervision certificate has expired, the trainee must get a 75 percent supervision certificate and work under supervision until all required work experience hours are gained and credited towards the minimum work experience requirement.
 - (3) This specialty is not eligible for unsupervised trainee status as allowed in chapter 19.28 RCW.
 - (4) The trainee and their employer and/or apprenticeship training director must attest to the accuracy of all information contained on affidavits of experience used to verify eligibility for the examination.
 - (5) Neither previous work experience credit nor training school credit is allowed as a substitute for the initial hours of minimum work experience required to be eligible for examination unless the trainee's work experience hours under direct supervision are provided as required in RCW 19.28.191 (1)(d)(i).
 - (6) Electrical construction training hours gained in specialties requiring 2,000 hours or less for certification will not be credited towards qualification for journey level electrician or any of the 4,000 hour specialties, except as allowed by ⁽⁷⁾, below.
 - (7) The 2,000 minimum hours of work experience required for certification as an HVAC/refrigeration-restricted (06B) specialty electrician may be credited as 2,000 hours towards the 4,000 minimum hours of work experience required for certification as an HVAC/refrigeration (06A) specialty electrician. Hours of work experience credited from the HVAC/refrigeration-restricted (06B) specialty cannot be credited towards qualification for taking the general electrician (01) examination or minimum work experience requirements.

(8) Experience hours may be coincidentally credited towards qualifying for electrician and plumber certifications. See RCW 19.28.191 (1)(d)(iv).

(b) Or has completed an appropriate two-year apprenticeship program in the electrical construction trade that is registered with the state apprenticeship council while working under the direct supervision of an electrician in the appropriate specialty in the proper ratio, per RCW 19.28.161.

Qualifying for a certificate of competency when the Washington electrical work experience is exempt from certification requirements in RCW 19.28.261.

(7) After review and approval by the department, an individual may be granted work experience credit to take the specialty electrician's competency examination when an original notarized letter of work experience accompanied by verifiable documentation is provided. See subsection (8) of this section. For journey level competency examination candidates, see subsection (4) of this section for requirements.

For the purposes of this section, exempt work does not include work performed on property owned, in whole or part, by the individual seeking credit.

All exempt individuals must have a valid electrical training certificate when working to gain electrical work experience.

Work experience requested by an individual for telecommunications work must be gained while working for (01) general electrical, (02) residential, or (06) limited energy system electrical contractors as allowed by those scopes of work. When the work was performed, the individual must have a valid training certificate, be under the supervision of an appropriately certified journey level, residential or limited energy electrician, and be in compliance with RCW 19.28.191.

General - Qualifying hours gained by applicants seeking work experience credit without a Washington electrician training certificate.

(8) The type of on-the-job work experience must be similar to the credit being applied for and lawfully gained in the state or other entity where the work was performed. The individual must submit verifiable documentation (e.g., payroll, time sheets, permits, supervision, etc.) that the department may use to ascertain the type of work performed and the number of hours worked for each type (i.e., specialty) of work.

Training hours credited for specialties requiring less than two years (i.e., 4,000 hours) may not be credited towards qualification for general journey level electrician.

The documentation must include a complete description of the individual's usual duties with percentages attributed to each type (e.g., wiring, material handling, shop, low voltage, etc.)

The department may reduce the number of hours allowed if the:

- (a) Individual did not have supervision during the training period when supervision was required by the jurisdiction where the training occurred;
- (b) Training hours are not related to electrical construction;
- (c) Training hours are not related to the specialty being applied for;
- (d) Documentation submitted by the individual does not fully verify the requested work experience; or
- (e) Work credit was not lawfully gained.

Training school credit.

(9) No more than 50 percent of the minimum work experience needed to qualify for specialty electrician certification is allowed for any training school program (e.g., a specialty requiring 2,000 hours of minimum required work experience may receive no more than 1,000 hours credit from an electrical construction training program).

See RCW 19.28.191 (1)(e) for training school credit allowed for journey level applicants.

See WAC 296-46B-971 for additional information on training schools.

Qualifying for the journey level/specialty electrician competency examination when work was performed in a state requiring electrician certification for the work performed.

(10) After review and approval by the department, an individual may be granted on-the-job work experience towards qualifying to take the specialty electrician's competency examination for hours worked in the other state when the state certifies to the department:

(a) The type and number of hours of work performed within the state. Credit will not be allowed for work not done within the certifying state.

(b) That the work was legally performed under the other state's licensing and certification requirements; and

(c) The other state's certificate of competency was obtained by examination.

If the experience is for other than a new commercial or industrial installation, the individual must identify the specialty credit desired and provide verifiable documentation identifying the other state's allowed scope of work for the specialty, see subsection (8) of this section.

For journey level competency examination candidates, see subsection (4) of this section for requirements.

Qualifying for the journey level/specialty electrician competency examination when work was performed in a state that does not require electrician certification for the work performed.

(11) After review and approval by the department, an individual may be granted work experience credit to take the specialty electrician's competency examination when an original notarized letter of work experience accompanied by documentation, see subsection (8) of this section, that can be used to verify the individual has worked the hours being requested is provided by:

(a) An appropriately state licensed electrical contractor;

(b) Registered apprenticeship training director;

(c) Nationally recognized contractor/labor organization; or

(d) The individual's lawful employer.

For journey level competency examination candidates, see subsection (4) of this section for requirements.

Military experience.

(12) After review and approval by the department, an individual who has worked in the electrical construction trade performing work described in WAC 296-46B-920 while serving in the armed forces of the United States may be eligible to take the examination for the certificate of competency as a specialty electrician. Credit may be allowed for hours worked or training received.

If an individual has military experience in a specialized electrical field (e.g., rating) that is similar to a specialty electrician category listed in WAC 296-46B-920, credit may be allowed toward the

appropriate specialty certificate. Nuclear, marine, shipyard, ship-board, radar, weapons, aeronautical experience, or similar experience may be acceptable for no more than 50 percent of the minimum required work experience for qualifying for electrician examination.

The department will evaluate and determine whether the submitted experience is related specifically to the electrical construction/maintenance trade regulated by chapter 19.28 RCW.

For allowances for crediting military experience toward qualifying for a journey level competency examination, see ~~((temporary allowance in))~~ subsection ~~((5)(a)(iii))~~ (4)(e) of this section ~~((effective until July 1, 2025. After that date, see allowance in))~~ and RCW 19.28.191 (1)(e) (effective July 1, 2023).

Experience in another country.

(13) After review and approval by the department, and if an individual has a journey level electrician certificate from a country outside the United States that requires that at least four years of electrical construction training and certification is obtained by examination, the individual may be eligible for 4,000 hours of the specialty credit allowed towards the qualification to take the Washington journey level electrician examination.

No more than 4,000 hours of the required training to become a Washington journey level electrician may be for work described for specialty electricians or technicians in WAC 296-46B-920. In addition to the maximum of 4,000 hours credit that may be allowed by this subsection, an additional 4,000 hours of new commercial/industrial experience must be obtained using a training certificate in the state while registered in a journey level electrician apprenticeship program required by RCW 19.28.161 (2)(a)(i) (effective July 1, 2023) under the supervision of a master journey level electrician or journey level electrician.

Documentation substantiating the individual's out of country experience must be submitted in English.

(14) Out of country experience credit is not allowed toward a specialty electrician certificate.

(15) Canadian journeyperson construction electricians with at least four years of electrical construction training who have obtained a construction electrician Red Seal endorsement by successfully completing a Red Seal examination are eligible to take the examination for the journey level electrician certificate of competency if they have possessed a Red Seal endorsement for one year.

[Statutory Authority: 2018 c 249, chapter 19.28 RCW, RCW 19.28.191, and 19.28.251. WSR 23-05-073, § 296-46B-945, filed 2/14/23, effective 7/1/23. Statutory Authority: Chapter 19.28 RCW, RCW 19.28.031 and 19.28.251. WSR 19-15-117, § 296-46B-945, filed 7/23/19, effective 8/23/19. Statutory Authority: Chapter 19.28 RCW. WSR 14-11-075, § 296-46B-945, filed 5/20/14, effective 7/1/14; WSR 13-03-128, § 296-46B-945, filed 1/22/13, effective 3/1/13. Statutory Authority: RCW 19.28.006, 19.28.010, 19.28.031, 19.28.041, 19.28.061, 19.28.101, 19.28.131, 19.28.161, 19.28.171, 19.28.191, 19.28.201, 19.28.211, 19.28.241, 19.28.251, 19.28.281, 19.28.311, 19.28.321, 19.28.400, 19.28.420, 19.28.490, 19.28.551. WSR 09-20-032, § 296-46B-945, filed 9/29/09, effective 10/31/09; WSR 08-24-048, § 296-46B-945, filed 11/25/08, effective 12/31/08; WSR 06-24-041, § 296-46B-945, filed 11/30/06, effective 12/31/06; WSR 06-05-028, § 296-46B-945, filed 2/7/06, effective 5/1/06; WSR 05-10-024, § 296-46B-945, filed 4/26/05,

effective 6/30/05. Statutory Authority: RCW 19.28.006, 19.28.010, 19.28.031, 19.28.041, 19.28.061, 19.28.101, 19.28.131, 19.28.161, 19.28.171, 19.28.191, 19.28.201, 19.28.211, 19.28.241, 19.28.251, 19.28.271, 19.28.311, 19.28.321, 19.28.400, 19.28.420, 19.28.490, 19.28.551, 2003 c 399, 2003 c 211, 2003 c 78, and 2003 c 242. WSR 04-12-049, § 296-46B-945, filed 5/28/04, effective 6/30/04. Statutory Authority: RCW 19.28.006, 19.28.010, 19.28.031, 19.28.041, 19.28.061, 19.28.101, 19.28.131, 19.28.161, 19.28.171, 19.28.191, 19.28.201, 19.28.211, 19.28.241, 19.28.251, 19.28.271, 19.28.311, 19.28.321, 19.28.400, 19.28.420, 19.28.490, 19.28.551, 2002 c 249, chapters 34.05 and 19.28 RCW. WSR 03-09-111, § 296-46B-945, filed 4/22/03, effective 4/22/03.]