

WSR 21-08-093  
EXPEDITED RULES  
DEPARTMENT OF  
FISH AND WILDLIFE

[Filed April 7, 2021, 11:49 a.m.]

Title of Rule and Other Identifying Information: WAC 220-314-010 Bottomfish and halibut—Closed areas, 220-314-020 Possession limits—Bottomfish, 220-314-030 Halibut—Seasons—Daily and possession limits, and 220-314-040 Lingcod—Areas and seasons.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The purpose of these rule changes is to amend rules affecting the coastal recreational bottomfish and halibut fisheries so that they are consistent with regulations adopted by the Pacific Fishery Management Council (PFMC).

Recreational fisheries in Washington are primarily constrained by yelloweye rockfish. Depth restrictions have been an effective tool for minimizing encounters and keeping catch within state specific harvest guidelines (HG). Largely influenced by the federal yelloweye rockfish annual catch limit, regulatory changes focus on the timing and need for depth and area restrictions. The regulatory changes also consider reducing restrictions on the retention of healthy rockfish species and take an additional incremental step toward the relaxation of depth and area closures that began in 2019 and 2020.

**WAC 220-314-040 Bottomfish and halibut—Closed areas:** This change would open the Westport Offshore Recreational Yelloweye Rockfish Conservation Area (YRCA) and the South Coast Recreational YRCA to fishing for, retaining, and possessing bottomfish or halibut.

**WAC 220-314-020 Possession limits—Bottomfish:** This change would allow five flatfish in addition to the nine fish daily bottomfish limit.

**WAC 220-314-030 Halibut—Seasons—Daily and possession limits:** Regulation changes are necessary to revise depth restrictions in Marine Area 1 through 4. Federal harvest quotas for yelloweye rockfish are sufficient to allow relaxation of depth restrictions which provides access to healthy lingcod resources that are commonly associated with yelloweye rockfish.

The twenty-fathom depth restriction in Marine Areas 3 and 4 west of the Bonilla-Tatoosh line would be in place from June 1 through July 31. Yellowtail and widow rockfish retention is allowed seaward of the one hundred twenty-foot depth restriction in July and August in Marine Area 4 east of the Bonilla-Tatoosh line and would be allowed seaward of the twenty fathom depth restriction in Marine Areas 3 and 4 west of the Bonilla-Tatoosh line in the month of July 2021.

In Marine Area 2, the thirty-fathom line would be in place from May 1 to May 31 2021.

In Marine Area 1 anglers would be allowed to retain the following bottomfish when halibut is on board: Sablefish, Pacific cod, flatfish, yellowtail, widow, canary, redstriped, greenstriped, silvergray, chilipepper, bocaccio, blue and deacon rockfish, as well as lingcod north of the Washington-Oregon [border].

In Marine Areas 3 and 4, anglers will be allowed to retain lingcod, sablefish, Pacific cod, bocaccio, silvergray, canary, widow, and yellowtail rockfish.

**WAC 220-314-040 Lingcod—Areas and seasons:** A deepwater closed area is in place in Marine Area 1 and Marine Area 2; this rule change

would allow lingcod retention in this deepwater area from June 1 through June 15 and September 1 through September 30, 2021.

Reasons Supporting Proposal: This rule change conforms state regulations to regulations recently adopted by the PFMC and implemented into federal regulation by the national marine fisheries service. Stakeholder input from Washington recreational anglers was considered during the PFMC public hearing process and meetings sponsored by Washington department of fish and wildlife (WDFW).

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

Statute Being Implemented: RCW 77.04.020, 77.12.045, and 77.12.047.

Rule is necessary because of federal law, C.F.R. Title 50, Part 660.

Name of Proponent: WDFW, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Heather Hall, 1111 Washington Street S.E., Olympia, WA, 360-902-2487; Enforcement: Steve Bear, Police Chief, 1111 Washington Street S.E., Olympia, WA, 360-902-3463.

This notice meets the following criteria to use the expedited adoption process for these rules:

Adopts or incorporates by reference without material change federal statutes or regulations, Washington state statutes, rules of other Washington state agencies, shoreline master programs other than those programs governing shorelines of statewide significance, or, as referenced by Washington state law, national consensus codes that generally establish industry standards, if the material adopted or incorporated regulates the same subject matter and conduct as the adopting or incorporating rule.

Have been the subject of negotiated rule making, pilot rule making, or some other process that involved substantial participation by interested parties before the development of the proposed rule.

Explanation of the Reason the Agency Believes the Expedited Rule-Making Process is Appropriate: These changes are consistent with actions taken by PFMC, which includes an extensive stakeholder process. Through the delegation of authority provided by the Washington fish and wildlife commission to the director, WDFW regulatory changes for consistency with PFMC actions may be approved by the director via expedited rule making.

#### NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Heather Hall, WDFW, 1111 Washington Street S.E., Olympia, WA, phone 360-902-2487, fax 360-902-5244, email heather.hall@dfw.wa.gov, AND RECEIVED BY June 22, 2021.

April 7, 2021  
Annie Szvetcz  
Rules Coordinator

OTS-2992.1

AMENDATORY SECTION (Amending WSR 17-05-112, filed 2/15/17, effective 3/18/17)

**WAC 220-314-010 Bottomfish and halibut—Closed areas.** (1) It is unlawful to take, fish for, retain, or possess bottomfish or halibut taken for personal use from within the following areas: ((a)) An eastward-facing C-shaped closed area defined as: Beginning at 48°N, 124°59'W; thence to 48°N, 125°18'W; thence to 48°18'N, 125°18'W; thence to 48°18'N, 124°59'W; thence to 48°11'N, 124°59'W; thence to 48°11'N, 125°11'W; thence to 48°04'N, 125°11'W; thence to 48°04'N, 124°59'W; thence to the point of origin.

((b) ~~The "Westport Offshore Recreational YRCA" closed area, defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed: Beginning at 46°54.30'N, 124°53.40'W; thence to 46°54.30'N, 124°51.00'W; thence to 46°53.30'N, 124°51.00'W; thence to 46°53.30'N, 124°53.40'W, thence to the point of origin.~~

~~(c) The "South Coast Recreational YRCA" closed area, defined by straight lines connecting the following specific latitude and longitude coordinates in the order listed: Beginning at 46°58.00'N, 124°48.00'W; thence to 46°55.00'N, 124°48.00'W; thence to 46°55.00'N, 124°49.00'W; thence to 46°58.00'N, 124°49.00'W; thence to the point of origin.)~~

(2) In Marine Area 4 east of the westernmost point of Cape Flattery and Marine Area 5 through 13, it is unlawful to take, fish for, retain, or possess bottomfish taken for personal use except from within the following areas:

(a) In Marine Area 4 east of the westernmost point of Cape Flattery, Marine Area 5, and Marine Area 6 west of the easternmost point of Dungeness Spit: Waters inside of an area approximating 120 feet (20 fathoms) described by following the coordinates: 124°44.20'W, 48°23.90'N; 124°40.00'W, 48°24.10'N; 124°36.46'W, 48°23.61'N; 124°21.24'W, 48°17.71'N; 124°14.43'W, 48°15.96'N; 124°02.02'W, 48°11.91'N; 123°34.51'W, 48°09.93'N; 123°31.13'W, 48°11.02'N; 123°24.13'W, 48°08.53'N; 123°06.02'W, 48°11.45'N; 123°06.02'W, 48°08.22'N.

(b) In the remaining portion of Marine Area 6, and Marine Areas 7 through 11 and 13: Waters shallower than 120 feet (20 fathoms).

(c) In Marine Area 12 north of a true east line from the mouth of Turner Creek to the Toandos Peninsula: Waters shallower than 120 feet (20 fathoms).

(3) It is unlawful to take, fish for, retain, or possess rockfish taken for personal use from Marine Areas 6 through 13.

[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 § 220-314-010, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.045, and 77.12.047. WSR 15-15-012 (Order 15-199), § 220-56-230, filed 7/2/15, effective 8/2/15. Statutory Authority: RCW 77.12.047. WSR 10-07-105 (Order 10-64), § 220-56-230, filed 3/19/10, effective 5/1/10. Statutory Authority: RCW 77.04.020 and 77.12.047. WSR 09-14-010 (Order 09-107), § 220-56-230, filed 6/22/09, effective 7/23/09. Statutory Authority: RCW 77.12.047. WSR

03-05-057 (Order 03-24), § 220-56-230, filed 2/14/03, effective 5/1/03. Statutory Authority: RCW 75.08.080. WSR 90-06-026, § 220-56-230, filed 2/28/90, effective 3/31/90.]

AMENDATORY SECTION (Amending WSR 20-04-058, filed 1/30/20, effective 7/1/20)

**WAC 220-314-020 Possession limits—Bottomfish.** It is unlawful for any person to fish for or take bottomfish for personal use except within the seasons, daily quantities, and possession limits prescribed as follows:

(1) Coastal areas (Marine Areas 1 through 3 and 4 west of the Bonilla-Tatoosh line):

(a) Bottomfish fishing is open the second Saturday in March through the third Saturday in October, except fishing for surfperch from the shore is allowed year-round.

(b) Limit of surfperch is 12 per person per day. For all other bottomfish, limit is 9 fish total per person per day, which may include no more than:

(i) Lingcod: 2 fish, no minimum length.

(ii) Rockfish: 7 fish in aggregate. The possession limit for yelloweye rockfish is 0.

(iii) Wolf-eel: 0 fish from Catch Record Card Area 4.

(iv) Cabezon: Marine Areas 1 through 4: 1 fish, no minimum size.

(c) Additional flatfish: In addition to the bottomfish limit in (b) of this subsection, anglers may take ((3)) 5 flatfish per person, per day, not to be counted towards the bottomfish limit but in addition to it.

(2) Inner Puget Sound (Marine Areas 4 east of the Bonilla-Tatoosh line, and 5 through 13):

(a) Marine Area 4 east of the Bonilla-Tatoosh line: Limit of surfperch is 12 per person per day. For all other bottomfish, 9 fish total, which may include no more than:

(i) Lingcod: 2 fish, no minimum length.

(ii) Rockfish: 7 fish. Only black, blue/deacon, yellowtail, and widow rockfish may be retained.

(iii) Wolf-eel: 0 fish.

(iv) Cabezon: 1 fish, no minimum size.

(b) Marine Areas 5 and 6: 15 fish total for all species and species groups of bottomfish, which may include no more than:

Rockfish in Marine Area 5 except	1 fish May 1 through September 30. Only black or blue/deacon rockfish may be retained.
in Marine Area 5 west of Slip Point	3 fish. Only black or blue/deacon rockfish may be retained.
in Marine Area 6.	0 fish
Surfperch	10 fish
Pacific cod	2 fish
Pollock	2 fish
Flatfish (except halibut)	15 fish
Lingcod	1 fish

Wolf-eel	0 fish
Cabezon	1 fish
Pacific hake	2 fish

(c) Marine Area 7: 15 fish total for all species of bottomfish, which may include no more than:

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

(d) Marine Areas 8-1 through 11, and 13: 15 fish total for all species and species groups of bottomfish, which may include no more than:

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

(e) Marine Area 12: 15 fish total for all species and species groups of bottomfish, which may include no more than:

Rockfish	0 fish
Surfperch	0 fish
Pacific cod	0 fish
Pollock	0 fish
Flatfish (except halibut) only in Dabob Bay north of Turner Creek	15 fish
Lingcod	0 fish
Wolf-eel	0 fish
Cabezon	0 fish
Pacific hake	0 fish

(f) The possession limit for lingcod taken by angling gear is 26 to 36 inches in length. For spear fishing, lingcod may not be possessed that exceed 36 inches in length but there is no minimum size limit.

(g) In Marine Areas 5 through 11, and 13, the minimum size limit for cabezon is 18 inches. All cabezon must be released in Marine Areas 5 through 11, and 13, from December 1 through April 30.

(h) In Marine Area 5, the daily limit for rockfish is the first legal rockfish caught, except that west of Slip Point, the daily limit for rockfish is the first three legal rockfish caught. Only black or blue/deacon rockfish may be retained. After the daily limit of rockfish is caught, all subsequent rockfish must be released.

(i) In Marine Area 5, it is unlawful to take rockfish by spear fishing except when this area is open to spear fishing for lingcod.

(3) The possession limit at any time may not exceed the equivalent of two daily limits in fresh, frozen or processed form.

(4) Unless otherwise provided, bottomfish fishing is open the entire year.

(5) Daily limits include bottomfish caught in adjacent areas bordering other states, such as Oregon.

(6) It is unlawful to fish for, retain, or possess sixgill, sevengill, or thresher sharks.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, and 77.04.055. WSR 20-04-058 (Order 20-19), § 220-314-020, filed 1/30/20, effective 7/1/20. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047 and C.F.R. Title 50, Part 660. WSR 19-16-001 (Order 19-150), § 220-314-020, filed 7/24/19, effective 8/24/19; WSR 18-23-070 (Order 18-302), § 220-314-020, filed 11/16/18, effective 12/17/18; WSR 17-17-045, § 220-314-020, filed 8/10/17, effective 9/10/17. 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), recodified as § 220-314-020, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047, and C.F.R. Title 50, Part 660. WSR 16-17-017 (Order 16-200), § 220-56-235, filed 8/5/16, effective 9/5/16. Statutory Authority: RCW 77.04.012, 77.04.055, 77.12.045, and 77.12.047. WSR 15-15-012 (Order 15-199), § 220-56-235, filed 7/2/15, effective 8/2/15. Statutory Authority: RCW 77.04.012 and 77.12.047. WSR 13-19-007 (Order 13-221), § 220-56-235, filed 9/5/13, effective 10/6/13; WSR 12-05-082 (Order 12-17), § 220-56-235, filed 2/16/12, effective 3/18/12. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047, and C.F.R. Title 50, Part 660. WSR 11-15-003 (Order 11-142), § 220-56-235, filed 7/6/11, effective 8/6/11. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047 and 50 C.F.R., Parts 223 and 224. WSR 11-07-107 (Order 11-30), § 220-56-235, filed 3/23/11, effective 4/23/11. Statutory Authority: RCW 77.12.047. WSR 10-07-105 (Order 10-64), § 220-56-235, filed 3/19/10, effective 5/1/10. Statutory Authority: RCW 77.12.047 and 77.65.200. WSR 07-12-080, § 220-56-235, filed 6/5/07, effective 7/6/07. Statutory Authority: RCW 77.12.047. WSR 04-17-098 (Order 04-218), § 220-56-235, filed 8/17/04, effective 9/17/04; WSR 04-07-009 (Order 04-39), § 220-56-235, filed 3/4/04, effective 5/1/04; WSR 03-16-100 (Order 03-178), § 220-56-235, filed 8/6/03, effective 9/6/03; WSR 03-05-057 (Order 03-24), § 220-56-235, filed 2/14/03, effective 5/1/03; WSR 02-09-001 (Order 02-53A), § 220-56-235, filed 4/3/02, effective 5/4/02; WSR 01-06-036 (Order 01-24), § 220-56-235, filed 3/5/01, effective 5/1/01. Statutory Authority: 2000 c 107 § 7. WSR 00-17-016 (Order 00-139), § 220-56-235, filed 8/3/00, effective 9/3/00. Statutory Authority: RCW 75.08.080, 77.12.040. WSR 00-08-038 (Order 00-29), § 220-56-235, filed 3/29/00, effective 5/1/00; WSR 99-15-081 (Order 99-102), § 220-56-235, filed 7/20/99, effective 8/20/99. Statutory Authority: RCW 75.08.080. WSR 98-15-032 (Order 98-119), § 220-56-235, filed 7/7/98, effective 8/7/98; WSR 97-07-078 (Order 97-53), § 220-56-235, filed 3/19/97, effective 5/1/97; WSR 96-05-004 (Order 96-13), § 220-56-235, filed

2/9/96, effective 5/1/96; WSR 95-04-066 (Order 95-10), § 220-56-235, filed 1/30/95, effective 5/1/95; WSR 94-14-069, § 220-56-235, filed 7/1/94, effective 8/1/94; WSR 93-08-034 (Order 93-20), § 220-56-235, filed 3/31/93, effective 5/1/93; WSR 92-11-012 (Order 92-19), § 220-56-235, filed 5/12/92, effective 6/12/92; WSR 91-08-054 (Order 91-13), § 220-56-235, filed 4/2/91, effective 5/3/91; WSR 90-06-026, § 220-56-235, filed 2/28/90, effective 3/31/90; WSR 89-07-060 (Order 89-12), § 220-56-235, filed 3/16/89; WSR 88-10-013 (Order 88-15), § 220-56-235, filed 4/26/88; WSR 85-09-017 (Order 85-20), § 220-56-235, filed 4/9/85; WSR 84-09-026 (Order 84-22), § 220-56-235, filed 4/11/84; WSR 83-07-043 (Order 83-16), § 220-56-235, filed 3/17/83; WSR 80-07-017 (Order 80-45), § 220-56-235, filed 6/11/80; WSR 80-03-064 (Order 80-12), § 220-56-235, filed 2/27/80, effective 4/1/80.]

AMENDATORY SECTION (Amending WSR 20-04-058, filed 1/30/20, effective 7/1/20)

**WAC 220-314-030 Halibut—Seasons—Daily and possession limits.**

(1) It is unlawful to fish for or possess halibut taken for personal use except from the areas or in excess of the amounts provided for in this section:

(a) Marine Area 1: Closed except as provided by emergency rule. By-catch restriction: It is unlawful during any vessel trip to bring into port or land bottomfish, except flatfish, sablefish, Pacific cod, yellowtail rockfish, widow rockfish, canary rockfish, redstriped rockfish, greenstriped rockfish, silvergray rockfish, chilipepper, bocaccio, blue/deacon rockfish, and lingcod north of the Washington-Oregon border if the vessel has brought halibut into port or landed halibut.

(b) Marine Area 2:

(i) The northern near shore fishery takes place in those waters from 47°31.70'N. lat. south to 46°58.00'N. lat. and east of a boundary line approximating the 30 fathom depth contour as defined by the following coordinates:

47°31.70'N. lat., 124°37.03'W. long.  
 47°25.67'N. lat., 124°34.79'W. long.  
 47°12.82'N. lat., 124°29.12'W. long.  
 46°58.00'N. lat., 124°24.24'W. long.

Closed except as provided by emergency rule.

(ii) All other waters in Area 2 - Closed except as provided by emergency rule.

(iii) From (~~the second Saturday in March~~) May 1 through May 31, it is unlawful to fish for or possess lingcod, seaward of line approximating the 30-fathom depth contour as defined by the coordinates below. However, a person may fish for and retain lingcod on days open during the primary halibut season as described in (b)(ii) of this subsection, seaward of a line approximating the 30-fathom depth contour as defined by the coordinates below:

47°31.70'N. lat., 124°37.03'W. long.  
 47°25.67'N. lat., 124°34.79'W. long.  
 47°12.82'N. lat., 124°29.12'W. long.  
 46°52.94'N. lat., 124°22.58'W. long.  
 46°44.18'N. lat., 124°18.00'W. long.  
 46°38.17'N. lat., 124°15.88'W. long.

(c) Marine Areas 3 and 4 west of Bonilla-Tatoosh line - Closed except as provided by emergency rule. The following area southwest of Cape Flattery is closed to halibut fishing at all times:

Those waters within an eastward-facing C-shaped closed area defined as: Beginning at 48°18'N. lat., 125°18'W. long.; thence to 48°18'N. lat., 124°59'W. long.; thence to 48°11'N. lat., 124°59'W. long.; thence to 48°11'N. lat., 125°11'W. long.; thence to 48°04'N. lat., 125°11'W. long.; thence to 48°04'N. lat., 124°59'W. long.; thence to 48°00'N. lat., 124°59'W. long.; thence to 48°00'N. lat., 125°18'W. long.; thence to the point of origin.

It is unlawful to fish for or possess bottomfish seaward of a line approximating the 20-fathom depth contour as defined by the following coordinates, from June 1 through (~~Labor Day~~) July 31 except, on days and times open to halibut fishing, it is permissible to retain lingcod, sablefish, bocaccio, silvergray rockfish, canary rockfish, widow rockfish, yellowtail rockfish, and Pacific cod. The retention of yellowtail rockfish and widow rockfish is permitted seaward of the line approximating 20 fathoms (~~on days open to the recreational salmon fishery~~) during the month(~~s~~) of July (~~and August~~):

48°23.9'N. lat., 124°44.2'W. long.  
 48°23.6'N. lat., 124°44.9'W. long.  
 48°18.6'N. lat., 124°43.6'W. long.  
 48°18.6'N. lat., 124°48.2'W. long.  
 48°10.0'N. lat., 124°48.8'W. long.  
 48°02.4'N. lat., 124°49.3'W. long.  
 47°37.6'N. lat., 124°34.3'W. long.  
 47°31.7'N. lat., 124°32.4'W. long.

(d) Marine Area 4 east of the Bonilla-Tatoosh line, closed except as provided by emergency rule. It is unlawful to fish for or possess bottomfish seaward of a line approximating 120 feet except, on days open to the Pacific halibut fishery in this area, it is permissible to retain lingcod, and Pacific cod seaward of 120 feet as defined by WAC 220-314-010. The retention of yellowtail rockfish and widow rockfish is permitted seaward of the line approximating 120 feet (~~on days open to the recreational salmon fishery~~) during the months of July and August.

(e) Marine Areas 5 through 11, and 13 - On days that the halibut fishery is open, it is lawful to fish for, retain, and possess lingcod and Pacific cod seaward of 120 feet in Marine Area 5. Closed except as provided by emergency rule.

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

(3) The possession limit is two daily limits of halibut in any form, except the possession limit aboard the fishing vessel is one daily limit. See WAC 220-310-210 for rules on Canadian-origin halibut possession.

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

(5) It is unlawful to fish for, retain, possess, or land halibut into a port located within an area that is closed to halibut fishing. This does not include halibut caught in Canadian waters. See WAC 220-310-210 for rules on Canadian-origin halibut possession.



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

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, and 77.04.055. WSR 20-04-058 (Order 20-19), § 220-314-030, filed 1/30/20, effective 7/1/20. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047 and C.F.R. Title 50, Part 660. WSR 19-16-001 (Order 19-150), § 220-314-030, filed 7/24/19, effective 8/24/19; WSR 18-23-070 (Order 18-302), § 220-314-030, filed 11/16/18, effective 12/17/18; WSR 17-17-045, § 220-314-030, filed 8/10/17, effective 9/10/17. 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 § 220-314-030, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047, and C.F.R. Title 50, Part 660. WSR 12-08-033 (Order 12-28), § 220-56-255, filed 3/29/12, effective 4/29/12. Statutory Authority: RCW 77.04.020, 77.12.045, and 77.12.047. and C.F.R. Title 50, Part 300. WSR 10-17-003 (Order 10-199), § 220-56-255, filed 8/4/10, effective 9/4/10. Statutory Authority: RCW 77.04.020 and 77.12.047. WSR 09-14-010 (Order 09-107), § 220-56-255, filed 6/22/09, effective 7/23/09; WSR 07-21-068, § 220-56-255, filed 10/15/07, effective 11/15/07. Statutory Authority: RCW 77.12.047. WSR 06-17-057 (Order 06-199), § 220-56-255, filed 8/10/06, effective 9/10/06; WSR 05-14-035 (Order 05-130), § 220-56-255, filed 6/24/05, effective 7/25/05; WSR 03-05-057 (Order 03-24), § 220-56-255, filed 2/14/03, effective 5/1/03. Statutory Authority: RCW 75.08.080 and 77.12.040. WSR 99-15-081 (Order 99-102), § 220-56-255, filed 7/20/99, effective 8/20/99; WSR 99-08-029 (Order 99-13), § 220-56-255, filed 3/30/99, effective 5/1/99; WSR 98-06-031, § 220-56-255, filed 2/26/98, effective 5/1/98. Statutory Authority: RCW 75.08.080. WSR 97-07-078 (Order 97-53), § 220-56-255, filed 3/19/97, effective 5/1/97; WSR 95-12-027 (Order 95-46), § 220-56-255, filed 5/31/95, effective 7/1/95; WSR 94-14-069, § 220-56-255, filed 7/1/94, effective 8/1/94; WSR 93-15-011, § 220-56-255, filed 7/8/93, effective 8/8/93; WSR 93-08-034 (Order 93-20), § 220-56-255, filed 3/31/93, effective 5/1/93; WSR 89-07-060 (Order 89-12), § 220-56-255, filed 3/16/89; WSR 88-10-013 (Order 88-15), § 220-56-255, filed 4/26/88; WSR 85-10-062 (Order 85-39), § 220-56-255, filed 5/1/85; WSR 80-03-064 (Order 80-12), § 220-56-255, filed 2/27/80, effective 4/1/80. Formerly WAC 220-56-071.]

AMENDATORY SECTION (Amending WSR 20-04-058, filed 1/30/20, effective 7/1/20)

**WAC 220-314-040 Lingcod—Areas and seasons.** It is unlawful to take, fish for, or possess lingcod for personal use except during the following seasons and areas:

(1) Coastal area:

(a) Marine Areas 1 through 4: From the second Saturday in March, through the third Saturday in October.

(b) It is unlawful to fish for, retain, or possess lingcod in Marine Area 1 seaward of a line extending from 46°38.17'N. lat., 124°21.00'W. long. to 46°33.00'N. lat., 124°21.00'W. long. when lingcod is open, except that lingcod may be taken, retained and possessed

seaward of the line from June 1 through June 15 and September 1 through September 30.

(c) It is unlawful to fish for, retain, or possess lingcod in Marine Area 2 seaward of a line extending from 47°31.70'N. lat., 124°45.00'W. long. south to 46°38.17'N. lat., 124°30.00'W. long. when lingcod is open, except that lingcod may be taken, retained and possessed seaward of the line on days open during the primary halibut season and from June 1 through June 15 and September 1 through September ~~(15)~~ 30.

(2) Marine Areas 5 through 11, and 13: May 1 through June 15 by angling, and May 21 through June 15 by spear fishing.

(3) Marine Area 12: Closed year-round.

[Statutory Authority: RCW 77.04.012, 77.04.013, 77.04.020, and 77.04.055. WSR 20-04-058 (Order 20-19), § 220-314-040, filed 1/30/20, effective 7/1/20. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047 and C.F.R. Title 50, Part 660. WSR 19-16-001 (Order 19-150), § 220-314-040, filed 7/24/19, effective 8/24/19; WSR 17-17-045, § 220-314-040, filed 8/10/17, effective 9/10/17. 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), recodified as § 220-314-040, filed 2/15/17, effective 3/18/17. Statutory Authority: RCW 77.04.020, 77.12.045, 77.12.047, and C.F.R. Title 50, Part 660. WSR 12-08-033 (Order 12-28), § 220-56-250, filed 3/29/12, effective 4/29/12; WSR 11-15-002 (Order 11-141), § 220-56-250, filed 7/6/11, effective 8/6/11. Statutory Authority: RCW 77.04.020 and 77.12.047. WSR 09-14-010 (Order 09-107), § 220-56-250, filed 6/22/09, effective 7/23/09; WSR 08-15-089 (Order 08-173), § 220-56-250, filed 7/17/08, effective 8/17/08. Statutory Authority: RCW 77.12.047. WSR 04-07-009 (Order 04-39), § 220-56-250, filed 3/4/04, effective 5/1/04; WSR 03-05-057 (Order 03-24), § 220-56-250, filed 2/14/03, effective 5/1/03. Statutory Authority: 2000 c 107 § 7. WSR 00-17-016 (Order 00-139), § 220-56-250, filed 8/3/00, effective 9/3/00. Statutory Authority: RCW 75.08.080, 77.12.040. WSR 00-08-038 (Order 00-29), § 220-56-250, filed 3/29/00, effective 5/1/00. Statutory Authority: RCW 75.08.080. WSR 92-11-012 (Order 92-19), § 220-56-250, filed 5/12/92, effective 6/12/92; WSR 91-08-054 (Order 91-13), § 220-56-250, filed 4/2/91, effective 5/3/91; WSR 89-10-032 (Order 89-26), § 220-56-250, filed 4/27/89; WSR 84-09-026 (Order 84-22), § 220-56-250, filed 4/11/84; WSR 83-07-043 (Order 83-16), § 220-56-250, filed 3/17/83; WSR 82-07-047 (Order 82-19), § 220-56-250, filed 3/18/82; WSR 80-07-017 (Order 80-45), § 220-56-250, filed 6/11/80; WSR 80-03-064 (Order 80-12), § 220-56-250, filed 2/27/80, effective 4/1/80.]