

Steps for Emerging Commercial Fishery

Designation

Step 1: Director reviews the staff recommendation and stakeholder input, and directs staff to proceed with rulemaking for an emerging commercial fishery designation (RCW [77.70.160](#)), and associated permits.

Step 2: Notice of a rule “pre-proposal” (CR-101)

Step 3: Notice of a pending rule making (CR-102; may need SEPA and SBEIS)

Step 4: Hold public meeting on pending rule

Step 5: Gather public comment and discuss comments with advisory board and Oregon

Step 6: Final Rule (CR-103)

Implementation

Step 1: Work with the advisory board and Oregon for input on fishery proposal details: trial fishery permit or experimental fishery permit

- The director shall issue trial fishery permits for a fishery designated as an emerging commercial fishery. A person who meets the qualifications of RCW [77.65.040](#) may hold a trial fishery permit.
- The director may issue experimental fishery permits in an emerging commercial fishery for which the director has determined there is a need to limit the number of participants.
 - The director shall determine by rule the number and qualifications of participants for such experimental fishery permits.
 - Only a person who holds an emerging commercial fishery license issued under RCW [77.65.400](#) and who meets the qualifications established in those rules may hold an experimental fishery permit.
 - The five-person advisory board of the affected fishery industry shall review and make recommendations to the director on rules relating to the number and qualifications of the participants for such experimental fishery permits.

Step 2: Discuss emerging commercial fishery options with Oregon, advisory board, and stakeholders

Step 3: Decide on emerging commercial fishery season at the Compact and promulgate e-rules for season details