



RULE-MAKING ORDER

CR-103E (May 2009)
(Implements RCW 34.05.360)

Agency: Washington Department of Fish and Wildlife

Emergency Rule Only

Effective date of rule:

Emergency Rules 11-139

- Immediately upon filing.
- Later (specify) September 1, 2011

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: As a result of recently adopted Washington State legislation that amended RCW 77.32.350, repeal WAC 220-55-132 Migratory bird validations and stamps.

Citation of existing rules affected by this order:

Repealed: 220-55-132
 Amended:
 Suspended:

Statutory authority for adoption: 2011 C339 S2 and S7

Other authority :

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal years 2009, 2010, or 2011, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding: Among a variety of changes made to fees and licensing requirements for fishing and hunting, the 2011 Legislature modified the licensing requirements for hunting waterfowl and purchasing collector stamps (77.32.350). These legislative changes (Sections 2 and 7 of SSB 5385) become effective September 1, 2011. Included in these changes was a budget reduction associated with eliminating the sale and distribution of stamps (artwork).

This order repeals an existing rule that has been rendered obsolete by the adoption of new laws. The department will begin the normal rule-making process to repeal this rule within 30 days. This rule needs to be repealed on September 1st, and there is insufficient time to adopt a permanent rule by September 1st.

Date adopted: June 29, 2011

NAME (TYPE OR PRINT)

Philip Anderson

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 29, 2011

TIME: 5:04 PM

WSR 11-14-058

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	<u>1</u>

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

REPEALER

The following section of the Washington Administrative Code is repealed, effective September 1, 2011:

WAC 220-55-132 Migratory bird validations and stamps.