



RULE-MAKING ORDER

CR-103E (July 2011)
(Implements RCW 34.05.350)

Agency: Washington Department of Fish and Wildlife

Emergency Rule Only

Effective date of rule:

Emergency Rules

- Immediately upon filing. **13-09**
- Later (specify) January 15, 2013

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

- Yes No If Yes, explain:

Purpose: To amend cougar hunting rules described in WAC 232-28-297.

Citation of existing rules affected by this order:

Repealed: 232-28-29700B
 Amended: 232-28-297
 Suspended:

Statutory authority for adoption: RCW 77.12.047; 77.12.150

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 year 2009, 2010, 2011, 2012, or 2013, 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: To correct an error that establishes contradictory rules governing areas open for hunting cougar. The seasons for cougar hunting have started so there is not time for standard rule-making timeframes; and this correction will help hunters avoid hunting illegally.

This change also closes specific cougar hunt areas that have met or exceeded the area harvest guideline. Immediate action is necessary to protect cougars from over-harvest in hunt areas that have met or exceeded the area harvest guideline.

Date adopted: January 11, 2013

NAME (TYPE OR PRINT)

Philip Anderson

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 11, 2013

TIME: 1:51 PM

WSR 13-03-056

**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	_____

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	<u>1</u>	Amended	_____	Repealed	<u>1</u>
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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	_____

NEW SECTION

WAC 232-28-29700C 2012-2013, 2013-2014, and 2014-2015 cougar hunting seasons and regulations.

Notwithstanding the provisions of WAC 232-28-297, effective immediately until further notice:

General cougar seasons are closed in Game Management Units (GMUs) 105, 108, 111, 117, 121, 145, 157, 166, 175, 178, 149, 154, 157, 162, 163, 328, 329, 335, 522, 642, 648, and 651.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-29700B 2012-2013, 2013-2014, and 2014-2015 cougar hunting seasons and regulations.