	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 14-110
☒ Immediately upon filing.
☐ Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
  ☐ Yes   ☒ No   If Yes, explain:

Purpose: Amend rules in the recreational spot shrimp fishery

Citation of existing rules affected by this order:
  Repealed: WAC 220-56-32500K, WAC 220-56-32500L
  Amended: WAC 220-56-325
  Suspended:

Statutory authority for adoption: RCW 77.04.012, 77.04.020, and 77.12.047

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: This rule is needed to ensure an orderly fishery, manage within court-ordered sharing requirements, and to ensure conservation. Harvestable amounts of spot shrimp are available for one additional day of fishing in Marine Areas 8-1 and 8-2. There is insufficient time to adopt permanent rules.

Date adopted: May 15, 2014

CODE REVISER USE ONLY

NAME (TYPE OR PRINT)
Philip Anderson

SIGNATURE

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: May 15, 2014
TIME: 3:07 PM

WSR 14-11-045

TITLE
Director

(COMPLETE REVERSE SIDE)

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:

		New	Amended	Repealed
Federal statute:		____	____	____
Federal rules or standards:		____	____	____
Recently enacted state statutes:		____	____	____

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

New ____   Amended ____   Repealed ____

The number of sections adopted in the agency's own initiative:

New 1   Amended ____   Repealed 2

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

New ____   Amended ____   Repealed ____

The number of sections adopted using:

	New	Amended	Repealed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

ORDER NO. 14-110

N E W   S E C T I O N

WAC 220-56-32500L   Shrimp--Areas and Seasons.
  Notwithstanding the provisions of WAC 220-56-325, effective immediately through May 31, 2014, it is unlawful to fish for or possess shrimp taken for personal use in all waters of Marine Areas 4 (east of the east of the Bonilla-Tatoosh line), 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12, 13 and the Discovery Bay Shrimp District, except as provided for in this section:

(1) Marine Areas 4 (east of the Bonilla-Tatoosh line), 5, 6 (excluding the Discovery Bay Shrimp District) and 13 - Open through May 31.
(2) Marine Area 7 - Open May 21-24 and May 28-31.
(3) Marine Areas 8-1 and 8-2 - Open May 21 from 7:00 a.m. through 3:00 p.m., and divers may take shrimp by hand or hand-held device from 7:00 p.m. until midnight on that open day in Marine Area 8-2.
(4) Marine Area 12 - Open May 21 from 9:00 a.m. through 1:00 p.m.
(5) Discovery Bay Shrimp District – Open May 21 from 7:00 a.m. through 3:00 p.m.

R E P E A L E R S

   The following section of the Washington Administrative Code is repealed:

   WAC 220-56-32500K   Shrimp—Areas and Seasons. (14-65)

   The following section of the Washington Administrative Code is repealed effective June 1, 2014:

   WAC 220-56-32500L Shrimp—Areas and Seasons.

EMERGENCY RULE ONLY
Under RCW 34.05.350 the agency for good cause finds:
 (x) 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, 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: This regulation is needed to ensure an orderly fishery, manage within court-ordered sharing requirements, and to ensure conservation. Harvestable amounts of spot shrimp are available for one additional day of fishing in Marine Areas 8-1 and 8-2. There is insufficient time to adopt permanent rules.
(14-110, 5/15/2014)