



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 16-220

- 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 recreational fishing rules for personal-use license

Citation of existing rules affected by this order:

Repealed: WAC 220-55-24000A
 Amended:
 Suspended:

Statutory authority for adoption: RCW 77.12.045, 77.12.047 and 77.04.020

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: Washington Department of Fish and Wildlife will not require anglers to have a fishing license to fish or gather shellfish in any waters open to fishing in Washington State through August 30, 2016. This emergency rule is needed because the agency's license sales system is down. There is insufficient time to adopt permanent rules.

Date adopted: August 25, 2016

NAME (TYPE OR PRINT)
Joe Stohr for J W Unsworth

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 25, 2016

TIME: 11:24 AM

WSR 16-18-010

**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	_____

ORDER NO. 16-220

NEW SECTION

WAC 220-55-24000A Personal-Use Licenses.

Notwithstanding the provisions of Chapter 220-55, WAC, effective immediately through 11:59 p.m. August 30, 2016, a fishing license is not required for any person, regardless of age or residency, to fish for or possess fish and shellfish. A fish and wildlife vehicle access pass and a Discover Pass are not required to utilize department lands and water access sites. Anglers may fish with two poles in all waters where it is legal to do so without purchasing a two-pole endorsement. Anglers may also fish in all open areas of the Columbia River and tributaries without purchasing a Columbia River endorsement. Anglers may also crab in all open areas of Puget Sound without purchasing a Puget Sound crab endorsement. Unless otherwise amended, all other permanent rules remain in effect.

REPEALER

The following section of the Washington Administrative Code is repealed effective August 31, 2016:

WAC 220-55-24000A Personal-Use Licenses.

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: Washington Department of Fish and Wildlife will not require anglers to have a fishing license to fish or gather shellfish in any waters open to fishing in Washington State through August 30, 2016. This emergency rule is needed because the agency's license sales system is down. There is insufficient time to adopt permanent rules.

(16-220, 8/25/2016)

