



# RULE-MAKING ORDER EMERGENCY RULE ONLY

## CR-103E (October 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: October 26, 2017

TIME: 10:45 AM

WSR 17-22-063

**Agency:** Washington Department of Fish and Wildlife (17-290)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) October 31, 2017

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

- Yes
  - No
- If Yes, explain:

**Purpose:** Amends commercial salmon rules for Willapa Bay

**Citation of rules affected by this order:**

New:  
 Repealed: WAC 220-354-25000B  
 Amended: WAC 220-354-250  
 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.

**Reasons for this finding:** This emergency rule is consistent with the outcome of discussions through the 2017 North of Falcon season setting process and the Willapa Bay Salmon Management Policy. This emergency rule corrects an error in the permanent rules. There is insufficient time to adopt permanent rules.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___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 on 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	Amended	___	Repealed	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	___

**Date Adopted:** October 26, 2017

**Name:** J W Unsworth

**Title:** Director

**Signature:**



NEW SECTION

**WAC 220-354-25000B Willapa Bay salmon fall fishery.**

Notwithstanding the provisions of WAC 220-354-250, the following rules apply. Unless otherwise amended all permanent rules remain in effect:

Willapa Bay Salmon Management and Catch Reporting Areas 2M, 2N, 2R, 2T and 2U - Open 12:01 a.m. November 1 through 11:59 p.m. November 2, 2017.

REPEALER

The following section of the Washington Administrative Code is repealed effective November 3, 2017:

WAC 220-354-25000B Willapa Bay salmon fall fishery