



RULE-MAKING ORDER EMERGENCY RULE ONLY

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

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 09, 2017

TIME: 5:03 PM

WSR 17-23-056

Agency: Washington Department of Fish and Wildlife (17-309)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) November 13, 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 rules for Puget Sound recreational salmon fishery

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-313-060001
- Amended: WAC 220-313-060
- Suspended:

Statutory authority for adoption: RCW 77.04.012, 77.04.020, 77.12.045 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: Washington Department of Fish and Wildlife and tribal co-managers agreed to a limited number of Chinook encounters retaining or releasing fish that anglers are allowed in Marine Areas 8-1 through 10. Preliminary estimates indicate that there is a high risk of reaching the allowable limit of total Chinook encounters prior to the scheduled end of the season due to high sublegal encounters. This emergency rule is needed to modify these fisheries to stay within the agreed to number of encounters and increasing the possibility of providing season-long fisheries which will provide additional angling opportunity. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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: November 09, 2017

Name: J W Unsworth

Title: Director

Signature:



NEW SECTION

WAC 220-313-06000J Puget Sound salmon—saltwater seasons and daily limits.

Notwithstanding the provisions of WAC 220-313-060, effective November 13, 2017, until further notice, it is unlawful to violate the provisions below. Unless otherwise amended, all permanent rules remain in effect.

- (1) **Marine Areas 8-1, 8-2 and 9, excluding Edmonds Public Fishing Pier:** Closed to salmon angling.

REPEALER

The following section of the Washington Administrative Code is repealed effective November 13, 2017:

WAC 220-313-06000I Puget Sound salmon—saltwater seasons and daily limits. (17-209)

