



# RULE-MAKING ORDER EMERGENCY RULE ONLY

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

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: April 13, 2018

TIME: 2:34 PM

WSR 18-09-053

**Agency:** Department of Fish and Wildlife (Order 18-69)

**Effective date of rule:**

**Emergency Rules**

- 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:** Amends recreational bottomfish possession limits

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

New:  
 Repealed:  
 Amended: WAC 220-314-020  
 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:** This emergency rule is needed to allow additional harvest of canary rockfish as there is sufficient federally established harvest quota available. This rule will provide for additional recreational 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_

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

New 1 Amended \_\_\_\_ Repealed \_\_\_\_

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

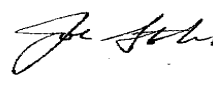
New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_

**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	____

<b>Date Adopted:</b> April 13, 2018
<b>Name:</b> Joe Stohr
<b>Title:</b> Director

**Signature:**



NEW SECTION

**WAC 220-314-02000C Possession limits—Bottomfish.**

Notwithstanding the provisions of WAC 220-314-020, it is unlawful to violate the provisions, provided that unless otherwise amended, all permanent rules remain in effect:

- (1) In Catch Record Card Areas 1 through 3, and 4 west of the Bonilla-Tatoosh line:
  - (a) Daily limit three flatfish (except Pacific halibut).
  - (b) Flatfish do not count as part of the aggregate bottomfish daily limit.
  
- (2) In Catch Record Card Areas 1 and 2: two canary rockfish may be retained as part of the rockfish daily limit.