



**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: June 11, 2018

TIME: 1:54 PM

WSR 18-13-033

**Agency:** Department of Fish and Wildlife (Order 18-124)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) 6:00 p.m. June 12, 2018

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

- Yes  No If Yes, explain:

**Purpose:** Amends Puget Sound commercial shrimp rules

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

- New:
- Repealed: WAC 220-340-52000N
- Amended: WAC 220-340-520
- 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:** The 2018 State/Tribal Shrimp Harvest Management Plans for the Strait of Juan de Fuca and Puget Sound require adoption of harvest seasons contained in this emergency rule. This emergency rule (1) maintains the opening of the Region 1 and 3 trawl fishery season; (2) maintains the opening of the pot fishery season for non-spot shrimp in Region 2E, 2W and 3 with weekly harvest limits; (3) closes the pot fishery season for non-spot shrimp in Region 1A, 1B and 1C; and (4) maintains the changes to the shrimp catch reporting and purchase reporting requirements. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____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 1

**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 \_\_\_\_

**Date Adopted:** June 11, 2018

**Name:** Amy Windrope for Joe Stohr

**Title:** Director

**Signature:**



## NEW SECTION

### **WAC 220-340-52000P Commercial shrimp fishery—Puget Sound.**

Notwithstanding the provisions of WAC 220-340-520, effective 6:00 p.m. June 12, 2018, until further notice, it is unlawful to fish for shrimp for commercial purposes in Puget Sound except as provided for in this section:

- (1) Shrimp pot gear:
  - (a) All waters of Shrimp Management Areas 2E, 2W and 3 are open to the harvest of all non-spot shrimp species, effective immediately, until further notice, except as provided for in this section:
    - i. All water of Marine Fish/Shellfish Management and Catch Reporting Area 23 A-E, 23A-W, 23A-C and the Discovery Bay Shrimp District are closed.
    - ii. All waters of Shrimp Management Areas 1A, 1B and 1C are closed. This includes all waters inside and bounded by a line projected from Blakely Marina on the northwest corner of Blakely Island to Upright Head on Lopez Island, following the shoreline southerly on Lopez Island to intersect a line projected due west from Bald Bluff on Blakely Island.
  - (b) Effective immediately, until further notice, it is unlawful for the combined total harvest of non-spot shrimp by a fisher or the fisher's alternate operator to exceed 600 pounds per catch accounting week from Shrimp Management Areas 2E and 2W combined.
  - (c) Effective immediately, until further notice, the shrimp catch accounting week is Wednesday through Tuesday.
  - (d) It is unlawful to pull shellfish pots in more than one catch area per day.
- (2) Shrimp trawl gear:
  - (a) Shrimp Management Area (SMA) 3 (outside of the Discovery Bay Shrimp District, Sequim Bay and Catch Area 23D) is open, effective immediately, until further notice. Sequim Bay includes those waters of Catch Area 25A south of a line projected west from Travis Spit on the Miller Peninsula.
  - (b) That portion of Catch Area 22A within SMA 1B east of a line projected 122.47°W longitude and west of a line projected 122.43°W longitude in Rosario Strait is open.
  - (c) That portion of Catch Area 22A within SMA 1B is open effective 6:00 a.m. May 16, 2018, until further notice.
- (3) All shrimp taken under this section must be sold to licensed Washington wholesale fish dealers.

## REPEALER

The following section of the Washington Administrative Code is repealed effective 6:00 p.m., June 12, 2018:

WAC 220-340-52000N Puget Sound Shrimp pot and beam trawl fishery-season. (18-75)



