



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: August 17, 2018

TIME: 1:17 PM

WSR 18-17-126

Agency: Department of Fish and Wildlife (Order 18-205)

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: Amend commercial squid rules.

Citation of rules affected by this order:

New:
 Repealed:
 Amended: WAC 220-340-770; WAC 220-340-030
 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 align the commercial squid rules with provisions of the 2017-2022 Puget Sound Squid Management Plan. 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| Federal statute: | New | _____ | Amended | _____ | Repealed | _____ |
| Federal rules or standards: | New | _____ | Amended | _____ | Repealed | _____ |
| Recently enacted state statutes: | New | _____ | Amended | _____ | Repealed | _____ |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New ____ Amended ____ Repealed ____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New 2 Amended ____ Repealed ____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New ____ Amended ____ Repealed ____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 | ____ |

| |
|--------------------------------------|
| Date Adopted: August 17, 2018 |
| Name: Kelly Susewind |
| Title: Director |

Signature:



NEW SECTION

WAC 220-340-77000A Commercial squid fishery

Notwithstanding the provisions of WAC 220-340-770, effective 12:00 p.m. August 20, 2018, until further notice, the following applies to Puget Sound as defined in WAC 220-340-010 only, and provided that unless otherwise amended, all permanent rules remain in effect:

It is unlawful fish for squid for commercial purposes with drag seine gear.

NEW SECTION

WAC 220-340-03000C Shellfish harvest logs

Notwithstanding the provisions of WAC 220-340-030, effective 12:00 p.m. August 20, 2018, until further notice the following applies to Puget Sound as defined in WAC 220-340-010 only, and provided that unless otherwise amended, all permanent rules remain in effect:

- (a) It is unlawful for vessel operators engaged in commercial harvest of squid, except when taken incidental to any other lawful fishery, to fail to permanently and legibly record in ink the following information before leaving the Marine Fish-Shellfish Management and Catch Reporting Area where taken:
 - (i) The vessel's Washington department of fish and wildlife boat registration number, gear type, catch area, location (nearest landmark, bay, or GPS coordinates), starting and ending time of fishing, total vessel wattage of attracting lights, average depth of harvest, and numbers of other species caught and returned.
 - (ii) Weight in pounds of squid upon landing or delivery to an original purchaser or receiver.