



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 31, 2018

TIME: 2:29 PM

WSR 18-18-071

Agency: Washington Department of Fish and Wildlife (18-227)

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 Puget Sound commercial salmon fisheries for Puget Sound Salmon Management and Catch Reporting Area 12C.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-354-21000C, WAC 220-354-21000D
 Amended: WAC 220-354-210
 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: A limited number of harvestable Chinook salmon remain for the commercial beach seine fishery in Puget Sound Salmon Management and Catch Reporting Area 12C. Landing limits are necessary to allow the fishery to remain open. It is anticipated the harvestable share will be achieved on September 3. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 2

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 31, 2018

Name: Nate Pamplin for Kelly Susewind

Title: Director

Signature:



NEW SECTION

WAC 220-354-21000D Puget Sound salmon- Beach seine – Open periods.

Notwithstanding the provisions of WAC 220-354-210, effective immediately until further notice, it is unlawful to take, fish for, or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 12C except in accordance with the restrictions indicated below. Unless otherwise amended, all other rules remain in effect.

(1) Landing and possession limit of 250 Chinook per permit on September 3, 2018.

REPEALERS

The following section of the Washington Administrative Code is repealed:

WAC 220-354-21000C Puget Sound salmon—Beach seine—Open periods. (18-216)

The following section of the Washington Administrative Code is repealed effective September 4, 2018:

WAC 220-354-21000D Puget Sound salmon—Beach seine—Open periods.