



**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: November 02, 2018

TIME: 4:29 PM

WSR 18-22-083

**Agency:** Department of Fish and Wildlife (Order 18-311)

**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 commercial salmon fishing rules in Hood Canal.

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

- New:
- Repealed:
- Amended: WAC 220-354-160; WAC 220-354-120
- 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:** In order not to exceed non-treaty harvestable shares of chum, a shortened hour Purse Seine opening and a closure of any future gill net and purse seine openings is needed. This rule closes gill net fisheries in Hood Canal and allows for a limited purse seine opening before closing for the remainder of the season. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New  Amended  Repealed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New  Amended  Repealed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 <input type="checkbox"/>	Amended <input type="checkbox"/>	Repealed <input type="checkbox"/>
Pilot rule making:	New <input type="checkbox"/>	Amended <input type="checkbox"/>	Repealed <input type="checkbox"/>
Other alternative rule making:	New <input type="checkbox"/>	Amended <input type="checkbox"/>	Repealed <input type="checkbox"/>

<b>Date Adopted:</b> November 2, 2018	<b>Signature:</b> 
<b>Name:</b> Nate Pamplin for Kelly Susewind	
<b>Title:</b> Director	

NEW SECTION

**WAC 220-354-16000K Puget Sound salmon—Gillnet—Open periods.**

Notwithstanding the provisions of WAC 220-354-160, effective immediately through November 26, 2018, it is unlawful to take, fish for, or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas except during the periods set forth in this section, provided that unless otherwise amended, all permanent rules remain in effect:

Areas	Open Periods
12, 12B, 12C	Closed

NEW SECTION

**WAC 220-354-12000I Puget Sound salmon—Purse seine—Open periods.**

Notwithstanding the provisions of WAC 220-354-120, effective November 5 through November 27, 2018, it is unlawful to take, fish for, or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas except during the periods set forth in this section, provided that unless otherwise amended, all permanent rules remain in effect:

Areas	Open Periods
12, 12B, 12C	9AM – 2PM 11/5

