



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: March 25, 2020

TIME: 5:46 PM

WSR 20-08-061

Agency: Department of Fish and Wildlife (Order 20-53)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) 11:59 p.m. March 25, 2020

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

- Yes No If Yes, explain:

Purpose: Amend personal use fishing and shellfish rules.

Citation of rules affected by this order:

New: WAC 220-310-00100A; WAC 220-311-00100A; WAC 220-312-00100A; WAC 220-313-00100A; WAC 220-314-00100A; WAC 220-315-00100A; WAC 220-316-00100A; WAC 220-320-00100A; WAC 220-330-00100A

Repealed:

Amended:

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 Washington Department of Fish and Wildlife (WDFW) is closing all recreational fisheries under its management statewide as part of an effort to help slow the spread of the COVID-19 Coronavirus. This decision to close all freshwater and saltwater fisheries is necessary to comply with Governor Inslee's recent statewide proclamation for all Washingtonians to stay at home for the next two weeks.

The closures of recreational fisheries for fish and shellfish in all waters are in effect until further notice, or until they expire pursuant to RCW 34.05.350. Statewide recreational closures will include fisheries in all marine areas, including Washington's coastal areas and Puget Sound. Columbia River fisheries under Washington's jurisdiction will also be closed, as well as other river fisheries and those in lakes, streams, reservoirs and beaver ponds throughout the state.

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


New	9	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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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: March 25, 2020	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-310-00100A Personal-use fisheries – General rules – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fish and shellfish seasons encompassed in Chapter 220-310 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-311-00100A Personal-use fisheries – Marine specific rules – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fishing seasons encompassed in Chapter 220-311 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-312-00100A Personal-use fisheries – Freshwater specific rules – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fishing seasons encompassed in Chapter 220-312 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-313-00100A Personal-use fisheries – Salmon – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fishing seasons encompassed in Chapter 220-313 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-314-00100A Personal-use fisheries – Halibut and bottomfish – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fish and shellfish seasons encompassed in Chapter 220-314 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-315-00100A Personal-use fisheries – Forage fish – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fish and shellfish seasons encompassed in Chapter 220-315 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-316-00100A Personal-use fisheries – Sturgeon – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fish and shellfish seasons encompassed in Chapter 220-316 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-320-00100A Shellfish – Definitions, classifications and general rules – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fish and shellfish seasons encompassed in Chapter 220-320 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.

NEW SECTION

WAC 220-330-00100A Personal-use shellfish – Closure

Effective 11:59 p.m. March 25, 2020 until further notice, or until they expire pursuant to RCW 34.05.350, all recreational fish and shellfish seasons encompassed in Chapter 220-330 WAC are closed.

All emergency rules opening any other fishery in this chapter are hereby suspended until the expiration date of the emergency rule or until further notice.