



# 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: May 22, 2020

TIME: 5:39 PM

WSR 20-12-015

**Agency:** Department of Fish and Wildlife (Order 20-86)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) May 28, 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 recreational shrimp rules in Puget Sound

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

New:  
 Repealed:  
 Amended: WAC 220-330-070  
 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 regulation is needed to ensure an orderly fishery, manage the fishery within court-ordered sharing requirements, and meet conservation objectives. Harvestable amounts of spot shrimp are available, but recreational shares will only support a limited number of open days in the Marine Areas listed in this section. In addition, this emergency regulation opens the Marine Area 5, 6 and 7 seasons one hour before sunrise to one hour after sunset, which is the default daily start time and times for those areas. Marine Area 13 will remain closed for spot shrimp for conservation reasons. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	1	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:** May 22, 2020

**Name:** Kelly Susewind

**Title:** Director

**Signature:**



## NEW SECTION

### **WAC 220-330-07000W Shrimp—Areas and Seasons.**

Notwithstanding the provisions of WAC 220-330-070, effective immediately until further notice, it is unlawful to fish for or possess shrimp taken for personal use in all waters of Marine Areas 4 (east of the Bonilla-Tatoosh line), 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12, 13 and the Discovery Bay Shrimp District, except as provided for in this section:

- (1) Marine Area 5: Open May 28 each day until further notice for all shrimp species.
- (2) Marine Area 7 South: Open May 28 and June 1, 11, 15, 26, 28, and 30 for all shrimp species.
- (3) Marine Area 7 East: Open May 28 and June 1, 11, 15, 26, 28, and 30 for all shrimp species.
  - a. Open July 1 until further notice to harvest of all shrimp species except spot shrimp, with a 200-foot maximum fishing depth restriction. All spot shrimp caught from July 1 onward must be immediately returned to the water unharmed. It is unlawful to set or pull shrimp gear in waters greater than 200 feet deep.
- (4) Marine Areas 6 (excluding the Discovery Bay Shrimp District) and 7 West:
  - a. Open May 28 for all shrimp species;
  - b. Open June 1 - 13 for all shrimp species;
  - c. Beginning June 18 open Thursdays through Sunday each week for all shrimp species until quota is attained.
- (5) Marine Areas 8-1 and 8-2:
  - a. Open June 11 from 7:00 a.m. through 1:00 p.m. for all shrimp species.
  - b. Divers may take shrimp by hand or hand-held device from 7:00 p.m. until midnight on June 11 in Marine Area 8-2.
  - c. Open June 16 until further notice to harvest of all shrimp species except spot shrimp, with a 150-foot maximum fishing depth restriction. All spot shrimp caught from June 16 onward must be immediately returned to the water unharmed. It is unlawful to set or pull shrimp gear in waters greater than 150 feet deep.
- (6) Marine Area 9: Open June 11 from 7:00 a.m. through 1:00 p.m. for all shrimp species.
  - a. Open June 16 until further notice to harvest of all shrimp species except spot shrimp with a 150-foot maximum fishing depth restriction. All spot shrimp caught from June 16 onward must be immediately returned to the water unharmed. It is unlawful to set or pull shrimp gear in waters greater than 150 feet deep.
- (7) Marine Area 10 west of a line from West Point to Alki Point: Open June 11 from 7:00 a.m. through 11:00 a.m. for all shrimp.
- (8) Marine Area 10 east of a line from West Point to Alki Point: Open June 11 from 7:00 a.m. through 1:00 p.m. for all shrimp.

- (9) Marine Area 11: Open June 11 from 7:00 a.m. through 1:00 p.m. for all shrimp.
  - a. Open June 16 until further notice to harvest of all shrimp species except spot shrimp, with a 150-foot maximum fishing depth restriction. All spot shrimp caught from June 16 onward must be immediately returned to the water unharmed. It is unlawful to set or pull shrimp gear in waters greater than 150 feet deep.
- (10) Marine Area 12: Open June 11, 15, 16, 28, and July 15, 28 from 9:00 a.m. through 1:00 p.m. for all shrimp.
- (11) Discovery Bay Shrimp District: Open June 11, 15, 28 from 7:00 a.m. through 3:00 p.m. for all shrimp.
- (12) Marine Area 13: Open June 1 until further notice to harvest of all species except spot shrimp with a 200-foot maximum fishing depth restriction. All spot shrimp caught must be returned to the water unharmed. It is unlawful to set or pull shrimp gear in waters greater than 200 feet deep.