



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: October 09, 2020

TIME: 1:53 PM

WSR 20-21-020

Agency: Department of Fish and Wildlife (Order 20-227)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) October 10, 2020

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

- Yes No If Yes, explain:

Purpose: The purpose of this emergency rule is to open recreational crab seasons in Marine Areas 8-1 and 8-2.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-330-04000R; WAC 220-330-04000S
 Amended: WAC 220-330-040
 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 rule will open Marine Areas 8-1 and 8-2 to recreational crabbing based on the updated recreational crab summer estimates generated on October 5, 2020. Sufficient numbers of crab exist in these areas to allow for a recreational harvest season. The other areas listed in the regulation have been open for recreational crabbing since October 1, 2020. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 2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: October 9, 2020

Name: Amy Windrope for Kelly Susewind

Title: Director

Signature:



NEW SECTION

WAC 220-330-04000S Crab--Areas and Seasons—Personal use.

Notwithstanding the provisions of WAC 220-330-040, effective on October 10, 2020 through December 31, 2020, Puget Sound recreational crab seasons are as listed below. All other provisions of WAC 220-330-040 not addressed herein remain in effect unless otherwise amended by emergency rule:

It is permissible to crab for personal use in the following Marine Areas: 4 East of the Bonilla-Tatoosh line, 5, 6, 7, 8-1, 8-2, 9, and 12 north of a line projected due east from Ayock point.

REPEALERS

The following section of the Washington Administrative Code is repealed effective October 10, 2020:

WAC 220-330-04000R Crab—Areas and seasons—Personal use.

The following section of the Washington Administrative Code is repealed effective January 1, 2021:

WAC 220-330-04000S Crab—Areas and seasons—Personal use.