



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (August 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 06, 2020

TIME: 3:27 PM

WSR 20-23-019

Agency: Washington Department of Fish and Wildlife (20-245)

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: Amend Puget Sound commercial squid rules.

Citation of rules affected by this order:

New:
Repealed:
Amended: WAC 220-340-770, WAC 220-340-030
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: This emergency rule is needed to align the commercial squid regulation with provisions of the 2017-2022 Puget Sound Squid Management Plan. The regulation will prohibit the use of drag seine gear within Puget Sound waters and updates the requirements of harvest logs consistent with co-management plans. There is insufficient time to adopt permanent rules, but updating of related permanent rules is currently in process (WSR 20-22-110).

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___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New	2	Amended	___	Repealed	___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: November 6, 2020

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

WAC 220-340-77000C Commercial squid fishery

Notwithstanding the provisions of WAC 220-340-770, effective immediately, until further notice, the following applies to Puget Sound as defined in WAC 220-340-010 only:

It is unlawful to fish for squid for commercial purposes with drag seine gear.

NEW SECTION

WAC 220-340-03000G Shellfish harvest logs

Notwithstanding the provisions of WAC 220-340-030, effective immediately, until further notice, the following applies to Puget Sound as defined in WAC 220-340-010 only:

It is unlawful for vessel operators engaged in commercial harvest of squid, except when taken incidental to any other lawful fishery, to fail to permanently and legibly record in ink the following information before leaving the Marine Fish-Shellfish Management and Catch Reporting Area where taken:

The vessel's Washington department of fish and wildlife boat registration number, gear type, catch area, location (nearest landmark, bay, or GPS coordinates), starting and ending time of fishing, total vessel wattage of attracting lights, average depth of harvest, and numbers of other species caught and returned.