



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: July 16, 2021

TIME: 12:16 PM

WSR 21-15-074

Agency: Department of Fish and Wildlife (Order 21-122)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) July 17, 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 close recreational salmon fishing in the Tulalip Terminal Area.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-313-06000B
 Amended: WAC 220-313-060
 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 Tulalip Terminal Fishing Area (Tulalip Bubble) will temporarily close at 11:59pm Friday, July 16th, 2021, until further notice. WDFW and comanagers have increased broodstock objectives for hatchery programs within the Snohomish Watershed. Actual returns to date to the Bernie Gobin Hatchery are lower than expected, therefore WDFW and comanagers determined that it is necessary to close fisheries in the near terminal area until broodstock requirements have been fulfilled. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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 1

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: July 16, 2021

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

WAC 220-313-06000G Puget Sound salmon—saltwater seasons and daily limits.

Effective July 17, 2021, until further notice, the following provisions of WAC 220-313-060 regarding salmon seasons for the section of Marine Area 8-2 known as the Tulalip Terminal Area as defined below shall be as described below. All other provisions of WAC 220-313-060 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

Catch Record Card Area 8-2; the Tulalip Terminal Area:

- (a) Tulalip Terminal Area is defined as: Waters west of Tulalip Bay and within 2,000 feet of shore from the pilings at Old Bower's Resort to a fishing boundary marker approximately 1.4 miles northwest of Hermosa Point and not including waters east of a line drawn from Mission Point to Hermosa Point.
- (b) Salmon: Closed

REPEALER

The following section of Washington Administrative Code is repealed, effective July 17, 2021:
WAC 220-313-06000B Puget Sound salmon—saltwater seasons and daily limits. (21-80)