



**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 21, 2021

TIME: 12:11 PM

WSR 21-16-001

**Agency:** Department of Fish and Wildlife (Order 21-125)

**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:** The purpose of this emergency rule is to open commercial beach seine fisheries in Puget Sound Salmon Management and Catch Reporting Area 12C, Hoodspport Hatchery Zone.

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

- New:
- Repealed:
- Amended: WAC 220-354-210
- 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 emergency rule is necessary to modify commercial beach seine seasons in Puget Sound Salmon Management and Catch Reporting Area 12C, Hoodspport Hatchery Zone to conform with seasons and rules agreed to with co-managers during the 2021 North of Falcon season setting process and are interim until permanent rules take effect. Permanent rules resulting from the 2021 North of Falcon season setting process have been filed and will be effective August 1, 2021. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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 \_\_\_\_

**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 \_\_\_\_

<b>Date Adopted:</b> July 21, 2021	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

**WAC 220-354-21000F Puget Sound salmon—Beach seine—Open periods.**

Effective immediately through July 31, 2021, the following provisions of WAC 220-354-210 regarding commercial beach seine open periods in Puget Sound Salmon Management and Catch Reporting Area 12C, Hoodsport Hatchery Zone shall be as follows. All other provisions of WAC 220-351-210 not contained herein remain in effect unless otherwise altered by emergency rule:

- (a) Puget Sound Salmon Management and Catch Reporting Area 12C, Hoodsport Hatchery Zone open periods:

AREA	TIME	DATES
12C, Hoodsport Hatchery Zone	7AM – 7PM	7/22, 7/29

- (b) It is unlawful to retain chum salmon.