Agency: Department of Fish and Wildlife (Order No. 22-40)

Effective date of rule:
- Emergency Rules
  - ☐ Immediately upon filing.
  - ☒ Later (specify) March 14, 2022

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
- ☐ Yes  ☒ No  If Yes, explain:

Purpose: Closes commercial harvest in all Sea Urchin Districts.

Citation of rules affected by this order:
- New:
- Repealed: WAC 220-340-7500K
- Amended:
- 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 closes harvest in all Sea Urchin Districts. At this time urchin spawning period is near its peak resulting in poor quality product for the market; while, districts 1, 6, and 7 have green urchin quota remaining all other Districts have been closed as their quotas were reached. Immediate adoption of this rule is necessary for the preservation of the public health, safety, or general welfare. Observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to public interest. 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- Federal statute: New ___ Amended ___ Repealed ___
- Federal rules or standards: New ___ Amended ___ Repealed ___
- Recently enacted state statutes: New ___ Amended ___ Repealed ___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- New ___ Amended ___ Repealed ___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- New ___ Amended ___ Repealed 1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:** March 10, 2022

**Name:** Amy Windrope for Kelly Susewind

**Title:** Director

**Signature:**
REPEALER

The following section of Washington Administrative Code is repealed effective March 14, 2022:

WAC 220-340-75000K Commercial sea urchin fishery. (22-32)