



**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: March 15, 2022

TIME: 11:02 AM

WSR 22-07-052

Agency: Department of Fish and Wildlife (Order 22-43))

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) March 16, 2022

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 return Marine Area 10 salmon seasons to permanent rules.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-313-06000T
 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: The MA-10 winter Chinook fishery reopened on February 24th after a brief pause early in the season, and since that time the fishery has reached 25% of the total encounters (8,475), 22% of sublegal encounters (7,319) and 26% of unmarked encounters (1,105) agreed to in this year's List of Agreed Fisheries (LOAF). Test fishing has indicated a higher rate of legal marked fish in MA-10, which has lowered the overall encounter rates throughout the season, providing adequate encounters to open more days and raise the retention limit for the remainder of the winter Chinook fishery. The MA-10 winter season is scheduled to close on March 31.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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 15, 2022

Name: Amy Windrope for Kelly Susewind

Title: Director

Signature:



REPEALER

The following section of Washington Administrative Code is repealed, effective March 16, 2022:

WAC 220-313-06000T Puget Sound salmon—saltwater seasons and daily limits. (22-18)