



**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 18, 2022

TIME: 4:24 PM

WSR 22-07-075

Agency: Department of Fish and Wildlife (Order 22-45))

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) April 7, 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 open 2022 recreational halibut seasons.

Citation of rules affected by this order:

- New:
- Repealed:
- Amended: WAC 220-314-030
- 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 National Marine Fisheries Service has adopted final regulations for Pacific halibut fisheries in 2022 including the season dates described here. This emergency rules revises state rules to conform to federal regulations. Halibut catch will continue to be closely monitored by WDFW staff, seasons may close earlier if quotas are achieved.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed ____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	____

Date Adopted: March 18, 2022
Name: Kelly Susewind
Title: Director

Signature:



NEW SECTION

WAC 220-314-03000I Halibut—Seasons—Daily and possession limits.

Notwithstanding the provisions of WAC 220-314-040, and 220-314-010, April 7, 2022, until further notice, it is unlawful to fish for or possess halibut taken for personal use, except as provided in this section. All other provisions of WAC 220-314-040, and 220-314-010, including Yelloweye Rockfish Conservation Areas (YRCA), not addressed herein, remain in effect unless otherwise amended by emergency rule:

(1) Catch Record Card Area 1 All Depth Fishery, including Southern Near Shore Fishery area:

Open May 5, 8, 12, 15, 19, 22, and 26; June 2, 5, 9, 12, 16, 19, 23, 26, and 30, 2022.

(2) Catch Record Card Area 1 Southern Near Shore Fishery; Those waters shoreward from 46°38.17'N. lat., 124°15.88'W. long., to the WA/OR border at 46°16.00'N. lat., 24°15.88'W. long. (then connecting to the 40 fathom depth contour in Oregon):

Open May 9, 10, 11, 16, 17, 18, 23, 24, 25, 30, and 31; June 1, 6, 7, 8, 13, 14, 15, 20, 21, 22, 27, 28, and 29, 2022.

(3) Catch Record Card Area 2 All Depth Fishery, including Northern Near Shore Fishery area:

Open May 5, 8, 12, 15, 19, 22, and 26; June 16, 19, 23, and 26, 2022.

(4) Card Record Areas 3 and 4:

Open May 5, 7, 12, 14, 19, 21, 27, and 29, June 2, 4, 9, 11, 16, 18, 23, 25, and 30.

(5) Catch Record Card Area 5:

Open May 5, 7, 12, 14, 19, 21, 27, 28, and 29, June 2, 3, 4, 9, 10, 11, 16, 17, 18, 23, 24, 25, and 30.

(6) Catch Record Card Area 6 through 10:

Open April 7, 8, 9, 14, 15, 16, 21, 22, 23, 28, 29, and 30; May 5, 6, 7, 12, 13, 14, 19, 20, 21, 27, 28, and 29; June 2, 3, 4, 9, 10, 11, 16, 17, 18, 23, 24, 25, and 30, 2022.

(7) Catch Record Card Areas 11, 12 and 13: Closed.