



**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: June 01, 2022

TIME: 8:25 AM

WSR 22-12-089

**Agency:** Department of Fish and Wildlife (Order 22-88)

**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 an additional date for spot shrimp in Marine Areas 9 and 11, as well as the non-spot shrimp fishery in Marine Area 13, with a maximum fishing depth of 200 feet.

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

New:  
 Repealed: WAC 220-330-07000K  
 Amended: WAC 220-330-070  
 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 rule is needed to ensure an orderly fishery, manage the fishery within court-ordered sharing requirements, and meet conservation objectives. Harvestable amounts of spot shrimp are available, but recreational shares will only support a limited number of open days in the Marine Areas listed in this section. In addition, this emergency rule maintains shrimp seasons previously set on April 13, 2022, in WSR 22-09-035 (Order 22-54).

Marine Area 10 Elliott Bay will remain closed for spot shrimp this year due to recreational harvest overages in 2021. Marine Area 13 also will remain closed to spot shrimp harvest for conservation reasons.

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	____

<b>Date Adopted:</b> June 1, 2022	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-330-07000L Shrimp—Areas and Seasons.**

Notwithstanding the provisions of WAC 220-330-070, effective immediately, until further notice, it is unlawful to fish for or possess shrimp taken for personal use in all waters of Marine Areas 4 (east of the Bonilla-Tatoosh line), 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12, 13 and the Discovery Bay Shrimp District, except as provided for in this section:

- (1) Marine Areas 4 (east of the Bonilla-Tatoosh line) and 5: Open each day, from 1 hour before official sunrise to 1 hour after official sunset, until further notice for all shrimp species.
- (2) Marine Area 6 (excluding the Discovery Bay Shrimp District): Open from 1 hour before official sunrise to 1 hour after official sunset on June 9 through 11, June 23 through 25, July 7 through 9, and July 21 through 23 for all shrimp species.
- (3) Marine Areas 7 South and 7 East: Open from 1 hour before official sunrise to 1 hour after official sunset on June 9 through 11 for all shrimp species.
- (4) Marine Area 7 West: Open from 1 hour before official sunrise to 1 hour after official sunset on June 9 through 11, June 23 through 25, and July 7 through 9 for all shrimp species.
- (5) Marine Areas 8-1 and 8-2:
  - (a) June 9 from 8:00 a.m. through noon for all shrimp species.
  - (b) Divers may take shrimp by hand or hand-held device from 7:00 p.m. until midnight on June 9 in Marine Area 8-2.
- (6) Marine Area 9: Open June 9 from 8:00 a.m. through noon for all shrimp species.
- (7) Marine Area 11: Open June 9 from 8:00 a.m. through noon for all shrimp species.
- (8) Marine Area 12: Open June 9, and June 23 from 9:00 a.m. through 1:00 p.m. for all shrimp species.
- (9) Marine Area 13: Open immediately, until further notice, for shrimp species other than spot shrimp with a 200-foot maximum fishing depth restriction. During this time it is unlawful to set or pull shrimp gear in waters greater than 200 feet deep. All spot shrimp caught must be immediately returned to the water unharmed.

## REPEALER

The following section of Washington Administrative Code is repealed, effective immediately:  
WAC 220-330-07000K Shrimp—Areas and Seasons. (22-54)