



**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: May 30, 2023

TIME: 4:26 PM

WSR 23-12-043

Agency: Department of Fish and Wildlife (Order 23-88)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) June 1, 2023

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: This rule opens an additional day for recreational spot shrimp fishing in Marine 11 on June 9th and opens the recreational non-spot shrimp fishery in Marine Areas 9 and 13, beginning June 1 with associated non-spot shrimp fishing depth restrictions.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-330-07000S
 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 opens an additional day for recreational spot shrimp fishing in Marine 11 on June 9th and opens the non-spot shrimp fishery in Marine Areas 9 and 13 beginning June 1 with associated non-spot shrimp fishing depth restrictions. This regulation is needed to ensure an orderly fishery, manage the fishery within court-ordered sharing requirements, and meet conservation objectives. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	____

Date Adopted: May 30, 2023	Signature: 
Name: Amy Windrope for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-330-07000T Shrimp—Areas and Seasons.

Notwithstanding the provisions of WAC 220-330-070, effective June 1, 2023, 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 daily, 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 8 through 10, June 22 through 24, July 7 through 10, 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 8 through 10 for all shrimp species.
- (4) Marine Area 7 West: Open from 1 hour before official sunrise to 1 hour after official sunset on June 8 through 10, June 22 through 24, and July 7 through 10 for all shrimp species.
- (5) Marine Areas 8-1 and 8-2:
 - (a) Open June 9 from 9:00 a.m. through 1:00 p.m. 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 daily through October 15 for shrimp species other than spot shrimp with a 150-foot maximum fishing depth restriction. During this time it is unlawful to set or pull shrimp gear in waters greater than 150 feet deep. All spot shrimp caught must be immediately returned to the water unharmed.
- (7) Marine Area 11: Open June 9 from 9:00 a.m. through 1:00 p.m. for all shrimp species.
- (8) Marine Area 12: Open June 9, June 11, June 24, and June 28 from 9:00 a.m. through 1:00 p.m. for all shrimp species.
- (9) Marine Area 13: Open daily through October 15 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 the Washington Administrative Code is repealed, effective June 1, 2023:

WAC 220-330-07000S Shrimp—Areas and Seasons. (23-51)