



# 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: October 18, 2024

TIME: 4:38 PM

WSR 24-21-109

Agency: Department of Fish and Wildlife (Order 24-241)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) October 24, 2024

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

- Yes  No If Yes, explain:

**Purpose:** This emergency rule adjust the Puget Sound purse seine test fishing schedule for week 43.

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

- New:
- Repealed: WAC 220-354-12000J
- Amended: WAC 220-354-120
- 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 is needed to adjust the pre-season purse seine vessel test fishing schedule for the following vessels, the F/V Harbor Gem, the F/V Lisa Marie and the F/V Tradition in week 43 from Wednesday to Thursday, to conduct test fisheries in the waters of Puget Sound Salmon Management and Catch Reporting Areas 9, 10 and 11. The schedule adjustment is necessary to accommodate changes to openings in Puget Sound commercial fisheries. These test fisheries are necessary to collect Genetic Stock Identification (GSI) data and to inform the in-season update models; and have been agreed to by comanagers. This information is necessary to sustainably manage Puget Sound chum fisheries. 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> October 18, 2024
<b>Name:</b> Kelly Susewind
<b>Title:</b> Director

**Signature:**



NEW SECTION

**WAC 220-354-12000M Puget Sound salmon—Purse seine—Open periods.**

Effective October 24 through November 27, 2024, the purse seine vessels the F/V Harbor Gem, the F/V Lisa Marie and the F/V Tradition may carry out purse seine test fishery operations within Puget Sound Salmon Management and Catch Reporting Areas 9, 10 and 11.

- (1) Allowed fishing period is from October 24 through November 27, 2024.
- (2) Area 11: Only chum salmon may be retained. All other salmon species must be released. WDFW staff must be onboard vessel while fishing.
- (3) Area 9/10 Apple Cove Test Fishery: Administered by Northwest Indian Fisheries Commission staff. All salmon species may be retained.
- (4) Weekly schedule by Area and vessel:

Week	F/V Harbor Gem Apple Cove/Kingston Area 9/10	F/V Tradition Command Point; Area 11; West Pass	F/V Lisa Marie Point Beals; Area 11; East Pass
43	Thurs 10/24/2024	Thurs 10/24/2024	Thurs 10/24/2024
44	Wed 10/30/2024	Wed 10/30/2024	Wed 10/30/2024
45	Wed 11/06/2024	Wed 11/06/2024	Wed 11/06/2024
46	Wed 11/13/2024	Wed 11/13/2024	Wed 11/13/2024
47	Wed 11/20/2024		

REPEALER

The following section of Washington Administrative Code is repealed:

WAC 220-354-12000J Puget Sound salmon—Purse seine—Open periods. (24-224)