

**WSR 22-23-140
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 22-275—Filed November 21, 2022, 1:13 p.m., effective November 22, 2022]

Effective Date of Rule: November 22, 2022.

Purpose: The purpose of this emergency rule is to open commercial gillnet and beach seine fisheries in Puget Sound Salmon Management and Catch Reporting Area 12C.

Citation of Rules Affected by this Order: Amending WAC 220-354-160 and 220-354-210.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

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.

Reasons for this Finding: This rule is necessary to add openings for commercial gillnet and beach seine fisheries targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Area 12C Hood-sport Hatchery Zone. The latest in-season runsize estimate for Hood Canal chum salmon, based on commercial fishery information, suggests the chum return is large enough to allow for these openings. There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 2, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 21, 2022.

Amy H. Windrope
for Kelly Susewind
Director

NEW SECTION

WAC 220-354-16000D Puget Sound salmon—Gillnet—Open periods.

Effective November 22, 2022, only, the following provisions of WAC 220-354-160 regarding commercial gillnet open periods for Puget Sound Salmon Management and Catch Reporting Area 12C shall be as described below. All other provisions of WAC 220-354-160 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

Area	Open/Closed	Time	Date(s)
12C	Open	6 AM - 6 PM	11/22/2022

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NEW SECTION

WAC 220-354-21000I Puget Sound salmon—Beach Seine—Open periods. Effective November 22, 2022, only, the following provisions of WAC 220-354-210 regarding commercial Beach Seine open periods for Puget Sound Salmon Management and Catch Reporting Areas 12C Hoodspout Hatchery Zone shall be as described below. All other provisions of WAC 220-354-210 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

Area	Open/Closed	Time	Date(s)
12C	Open	6 AM - 6 PM	11/22/2022

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