

WSR 21-06-008
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 21-13—Filed February 18, 2021, 10:14 a.m., effective March 1, 2021]

Effective Date of Rule: March 1, 2021.

Purpose: Amends recreational sea cucumber rules for Puget Sound.

Citation of Rules Affected by this Order: Amending WAC

220-330-090.

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 emergency rule is needed to align the personal use sea cucumber regulation with provisions of the 2020-21 Puget Sound sea cucumber management plan. This regulation will close the personal use sea cucumber fishery in all marine areas effective March 1, 2021, until further notice to protect aggregations during peak spawning season. This regulation is needed to manage the fishery within court-ordered sharing requirements and ensure conservation. 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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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: February 18, 2021.

Kelly Susewind
Director

[NEW SECTION]

WAC 220-330-09000A Sea cucumbers Notwithstanding the provisions of WAC 220-330-090, effective March 1, 2021 until further notice, it is unlawful to take or possess sea cucumbers taken for personal use in all waters of Puget Sound; Marine Areas 4B, 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12, and 13.

[]

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.