

**WSR 21-23-017  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 21-252—Filed November 5, 2021, 6:04 p.m., effective November 7, 2021]

Effective Date of Rule: November 7, 2021.

Purpose: The purpose of this emergency rule is to modify commercial gillnet fishery openings targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 12 and 12C.

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

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 and modify commercial fishery openings targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 12 and 12C north of a line drawn true east from the southernmost point of Lilliwaup State Park to the opposite shoreline of Hood Canal. Sufficient nontreaty allocation remains (~85,000) and returns to Hood Canal hatchery facilities indicate that broodstock goals will be met and this additional fishery opportunity can be offered without compromising hatchery goals. 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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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 5, 2021.

Amy H. Windrope  
for Kelly Susewind  
Director

NEW SECTION

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

Effective November 7 through November 12, 2021, the following provisions of WAC 220-354-160 regarding commercial gillnet open periods for Puget Sound Salmon Management and Catch Reporting Areas 12B and 12C north of a line drawn true east from the southernmost point of Lilli-

waup State Park to the opposite shoreline of Hood Canal. shall be as described below. All other provisions of WAC 220-354-120 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

Area	Open/Closed	Time	Date(s)
12B, 12C north of a line drawn true east from the southernmost point of Lilliwaup State Park to the opposite shoreline of Hood Canal	Open	6 am - 6 pm	11/8 and 11/10

[ ]

**Reviser's note:** The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.