

**WSR 22-22-091
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 22-261—Filed November 1, 2022, 4:14 p.m., effective November 2, 2022]

Effective Date of Rule: November 2, 2022.

Purpose: The purpose of this emergency rule is to open an additional period of commercial gillnet fisheries targeting chum in Puget Sound Salmon Management and Catch Reporting Areas 10 and 11.

Citation of Rules Affected by this Order: Repealing WAC 220-354-16000Z; and 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 commercial gillnet fishery openings targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 10 and 11. The latest in-season runsize estimate for South Sound chum salmon based on test fishing is large enough to add an additional opening. 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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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: November 1, 2022.

Kelly Susewind
Director

NEW SECTION

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

Effective November 2 through November 4, 2022, the following provisions of WAC 220-354-160 regarding commercial gillnet open periods for Puget Sound Salmon Management and Catch Reporting Areas 10 and 11 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)
10, 11	Open	5 PM - 9 AM	Opening 11/2 - 11/4/2022

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REPEALER

The following section of Washington Administrative Code is repealed effective November 2, 2022:

WAC 220-354-16000Z Puget Sound salmon—Gillnet—Open periods. (22-258)