

WSR 22-23-059
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 22-267—Filed November 9, 2022, 1:03 p.m., effective November 10, 2022]

Effective Date of Rule: November 10, 2022.

Purpose: The purpose of this emergency rule is to open an additional purse seine period, targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 12 and 12B.

Citation of Rules Affected by this Order: Amending WAC 220-354-120.

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 a commercial purse seine fishery opening targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 12 and 12B. 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 additional opening dates. A closure in Area 12C is necessary to minimize geographic overlap with tribal fisheries while harvestable fish remain available in Areas 12 and 12B. 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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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 9, 2022.

Kelly Susewind
Director

NEW SECTION

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

Effective November 10, 2022, only, the following provisions of WAC 220-354-120 regarding commercial Purse Seine open periods in Puget Sound Salmon Management and Catch Reporting Areas 12, 12B, and 12C shall be as follows. All other provisions of WAC 220-354-120 not con-

tained herein remain in effect unless otherwise altered by emergency rule:

Areas	Open/Closed	Time	Date(s)
12, 12B	Open	7 AM - 5 PM	11/10/2022
12C	Closed		11/10/2022

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