

**WSR 22-23-088
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 22-270—Filed November 14, 2022, 12:24 p.m., effective November 15, 2022]

Effective Date of Rule: November 15, 2022.

Purpose: The purpose of this emergency rule is to open recreational crab seasons in Marine Areas 10 and 11.

Citation of Rules Affected by this Order: Repealing WAC 220-330-04000G; and amending WAC 220-330-040.

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: Final summer recreational harvest estimates indicate that sufficient quota remains in Marine Areas 10 and 11 to open recreational crab harvest beginning November 15. Marine Areas 4 East of the Bonilla-Tatoosh line, 5, 6, 7, 8-1, 8-2, 9, and 12 north of a line projected true east from Ayock Point have been open since October 1, 2022.

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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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 14, 2022.

Kelly Susewind
Director

NEW SECTION

WAC 220-330-04000H Crab—Areas and seasons—Personal use. Notwithstanding the provisions of WAC 220-330-040, effective immediately through December 31, 2022, it is unlawful to fish for crab for personal use in Puget Sound in all waters of Marine Areas, 4 east of the Bonilla-Tatoosh line, 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12 and 13, except as provided herein:

Effective 12:01 a.m. November 15, through 11:59 p.m. December 31, 2022 it is permissible to crab for personal use in the following Ma-

rine Areas: 4 East of the Bonilla-Tatoosh line, 5, 6, 7, 8-1, 8-2, 9, 10, 11, and 12 north of a line projected true east from Ayock Point.

[]

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. November 15, 2022:

WAC 220-330-04000G Crab—Areas and seasons—Personal use.
(22-218)