

WSR 23-17-140
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 23-174—Filed August 22, 2023, 8:37 a.m., effective August 22, 2023, 8:37 a.m.]

Effective Date of Rule: Immediately upon filing.

Purpose: The purpose of this emergency rule is to name participants in the limited entry, week 34, 35, and 36, purse seine and gillnet fisheries in Puget Sound Salmon Management and Catch Reporting Area 10.

Citation of Rules Affected by this Order: Amending WAC 220-354-120 and 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 name commercial purse seine and gillnet fishery participants targeting pink salmon in Puget Sound Salmon Management and Catch Reporting Areas 10 as required by WAC 220-354-050 for limited participation salmon net fisheries. 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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 2, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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: August 22, 2023.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-12000U Puget Sound salmon—Purse seine—Open periods. Effective immediately, through September 6, 2023 (weeks 34, 35, and 36), the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 10 purse seine fishery under provisions of WAC 220-354-120 regarding commercial Purse Seine open periods in Puget Sound Salmon Management and Catch Reporting Area 10. All other provisions of WAC 220-354-120 not contained herein remain in effect unless otherwise altered by emergency rule:

- (a) Michael Gruenheit - FV Wisconsin
- (b) Norman Anderson - FV Equator
- (c) William Gardner - FV Sofia Lynn
- (d) Nicholas Demmert - FV Peyton Elizabeth
- (e) Ralph Cole - FV DC Cole

NEW SECTION

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

Effective immediately, through September 7, 2023 (weeks 34, 35, and 36), the following participants that have been selected and notified by the Department, or their designated alternate operator, are permitted to participate in the Area 10 gillnet fishery under provisions of WAC 220-354-160 regarding commercial gillnet open periods in Puget Sound Salmon Management and Catch Reporting Area 10. All other provisions of WAC 220-354-160 not contained herein remain in effect unless otherwise altered by emergency rule:

- (a) Jonah Knutson - FV Loki
- (b) Byron Spence - FV Sanjo
- (c) John McDonald - FV Mount Royal