

WSR 21-18-020
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 21-159—Filed August 20, 2021, 4:57 p.m., effective August 23, 2021]

Effective Date of Rule: August 23, 2021.

Purpose: The purpose of this emergency rule is to open reef net seasons in Puget Sound salmon management and Catch Reporting Areas 7 and 7A.

Citation of Rules Affected by this Order: Amending WAC 220-354-180.

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 emergency rule is needed to provide for Pacific salmon commission's Fraser River Panel authorized commercial fisheries in Puget Sound salmon management and Catch Reporting Area 7. The Fraser River Panel authorized the fishery during their meeting on August 20, 2021. There is harvest share for pink salmon at current run-size levels. 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Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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: August 20, 2021.

Kelly Susewind
Director

NEW SECTION

WAC 220-354-18000L Puget Sound salmon—Reef net open periods.

Effective 5 AM August 23 through 9 PM August 23, 2021, the following provisions of WAC 220-354-180 regarding reef net open periods in Puget Sound Salmon Management and Catch Reporting Area 7 and 7A shall be as follows. All other provisions of WAC 220-354-180 not contained herein remain in effect unless others altered by emergency rule:

Reef nets - Open to reef nets according to the times, dates, and conditions as prescribed and listed below:

Area	Open Periods
7 and 7A	Open 5 AM – 9 PM, Monday, August 23, 2021

It is unlawful to retain any salmon other than pink salmon taken with reef net gear.

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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.