



**RULE-MAKING ORDER
EMERGENCY RULE ONLY**

**CR-103E (December 2017)
(Implements RCW 34.05.350
and 34.05.360)**

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 16, 2024

TIME: 4:35 PM

WSR 24-03-082

Agency: Department of Fish and Wildlife (Order 24-05)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) January 22, 2024

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: Opens sea cucumber harvest in Districts 1 and 2-2.

Citation of rules affected by this order:

- New:
- Repealed:
- Amended: WAC 220-340-730
- Suspended:

Statutory authority for adoption: RCW 77.04.012, 77.04.020, 77.12.045 and 77.12.047

Other authority:

EMERGENCY RULE

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.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: This emergency rule opens harvest of sea cucumber in Districts 1 and 2-2, with a cumulative landing limit for each area, on January 22, 2024. Harvestable surpluses of sea cucumbers exist in the districts specified. There is insufficient time to adopt permanent rules.

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New ____ Amended ____ Repealed ____

The number of sections adopted on the agency's own initiative:


New 1 Amended ____ Repealed ____

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New ____ Amended ____ Repealed ____

The number of sections adopted using:

Negotiated rule making:	New	____	Amended	____	Repealed	____
Pilot rule making:	New	____	Amended	____	Repealed	____
Other alternative rule making:	New	____	Amended	____	Repealed	____

Date Adopted: January 16, 2024	Signature: 
Name: Amy Windrope for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-340-73000M Sea Cucumbers

Effective January 22 through February 4, 2024, the following provisions of WAC 220-340-730 regarding Puget Sound commercial sea cucumber harvest and sales shall be as described below. All other provisions of WAC 220-340-730 not addressed herein, and unless otherwise amended, remain in effect:

- (a) Sea cucumber harvest using shellfish diver gear is allowed in Sea Cucumber District 1 and District 2-2.
- (b) The maximum cumulative landing of sea cucumbers for the period of January 22 through February 4, 2024, is 1,250 pounds per license from District 1.
- (c) The maximum cumulative landing of sea cucumbers for the period of January 22 through February 4, 2024, is 400 pounds per license from District 2-2.