



# 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: November 05, 2024

TIME: 12:29 PM

WSR 24-22-121

**Agency:** Department of Fish and Wildlife (Order 24-256)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) November 7, 2024

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

- Yes  No If Yes, explain:

**Purpose:** This rule modifies the pre-season commercial purse seine fishery openings targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 12 and 12B

**Citation of rules affected by this order:**

- New:
- Repealed:
- Amended: WAC 220-354-120
- 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 rule is necessary to modify the pre-season planned schedule of the commercial Purse Seine openings targeting chum salmon in Puget Sound Salmon Management and Catch Reporting Areas 12 and 12B. The Purse Seine opening scheduled for November 7 in Catch Areas 12 and 12B is being cancelled to allow additional time to assess catch to date and remaining non-treaty share of chum salmon while accommodating the landing and processing capacity for the fleet.

**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| Federal statute:                 | New | ___ | Amended | ___ | Repealed | ___ |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:** November 5, 2024

**Name:** Amy Windrope for Kelly Susewind

**Title:** Director

**Signature:**



NEW SECTION

**WAC 220-354-12000S Puget Sound Salmon—Purse Seine—Open periods.**

Effective 7:00 a.m. November 7 through 5 p.m. November 7, 2024, the following provisions of WAC 220-354-120 regarding commercial Purse Seine open periods in Puget Sound Salmon Management and Catch Reporting Areas 12, and 12B shall be as follows. All other provisions of WAC 220-354-120 not contained herein remain in effect unless otherwise altered by emergency rule:

| <b>Areas</b> | <b>Open/Closed</b> | <b>Time</b> | <b>Date(s)</b> |
|--------------|--------------------|-------------|----------------|
| 12, 12B      | Closed             | NA          | 11/7           |