



RULE-MAKING ORDER

CR-103E (July 2011)
(Implements RCW 34.05.350)

Agency: Washington Department of Fish and Wildlife

Emergency Rule Only

Effective date of rule:

Emergency Rules 15-416

- Immediately upon filing.
- Later (specify) November 7, 2015

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

- Yes
 - No
- If Yes, explain:

Purpose: Amend recreational fishing rules for Grays Harbor tributaries

Citation of existing rules affected by this order:

Repealed: WAC 220-310-18000E
 Amended: WAC 220-310-180
 Suspended:

Statutory authority for adoption: RCW 77.04.012, 77.04.020, 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.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal year 2009, 2010, 2011, 2012, or 2013, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding: An emergency rule is needed to open areas that were closed by emergency rule WSR 15-22-041 as sufficient numbers of coho have entered Grays Harbor hatcheries to achieve 2015 production goals of early timed coho. There is insufficient time to adopt permanent rules.

Date adopted: November 6, 2015

NAME (TYPE OR PRINT)

J W Unsworth

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 06, 2015

TIME: 3:09 PM

WSR 15-23-018

(COMPLETE REVERSE SIDE)

**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Federal statute:	New	_____	Amended	_____	Repealed	_____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	_____
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The number of sections adopted in the agency's own initiative:

New	<u>1</u>	Amended	_____	Repealed	<u>1</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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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	_____

NEW SECTION

WAC 220-310-18000J Freshwater exceptions to statewide rules—Coast.

Notwithstanding the provisions of WAC 220-310-180, effective November 7, 2015, until further notice, it is unlawful to violate the following provisions, provided that unless otherwise amended all permanent rules remain in effect:

(1) All waters draining into Grays Harbor are closed to fishing except:

(a) Humptulips River (Grays Harbor County): Open for salmon and gamefish only from the downstream edge of Reynvanns Bar up to Hwy 101 Bridge. Salmon daily limit is 2. Release wild coho. Release all Chinook beginning November 16, 2015.

(b) Wishkah River (Grays Harbor County): Open for salmon and gamefish only from West Wishkah Road Bridge to the Wishkah Rearing Ponds. Salmon daily limit is 2. Release all salmon except chum and hatchery coho.

(c) Satsop River (Grays Harbor/Mason Counties): Open for salmon and gamefish only from the confluence with West Fork Satsop River to bridge at Schafer State Park. Salmon daily limit is 2. Release all wild chinook and wild coho. Release all Chinook beginning December 1, 2015.

(d) Satsop River (Grays Harbor/Mason Counties): Open for salmon and gamefish only from 400 feet below Bingham Creek Hatchery dam to dam and only for anglers with disabilities who permanently use a wheelchair AND who have a designated harvester companion card. Salmon daily limit is 2. Release all wild chinook and wild coho. Release all Chinook beginning December 1, 2015.

(e) Skookumchuck River (Lewis/Thurston Counties): Open for salmon and gamefish only from first Skookumchuck Rd SE Bridge downstream from the hatchery to 100 feet below outlet of PP&L/WDFW steelhead rearing pond located at the base of Skookumchuck Dam. Salmon daily limit is 2. Release all salmon except hatchery coho.

(f) Newaukum River, including South Fork (Lewis County): Open for salmon and gamefish only from Gish Rd. Bridge to Leonard Rd. Bridge. Salmon daily limit is 2. Release all salmon except hatchery coho.

REPEALER

The following section of the Washington Administrative Code is repealed effective

WAC 220-310-18000E Freshwater exceptions to statewide rules—Coast. (15-405)

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(x) 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.

() That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal years 2009, 2010, 2011, 2012 or 2013 which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

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(15-416, 11/06/2015)