



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 16-193

- Immediately upon filing.
- Later (specify) September 1, 2016

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

- Yes
 - No
- If Yes, explain:

Purpose: Amend freshwater recreational fishing rules

Citation of existing rules affected by this order:

Repealed: WAC 220-310-19000K
 Amended: WAC 220-310-190
 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: This emergency rule is needed to reopen Lake Washington and Lake Sammamish since they had been closed under a co-manager agreement to protect coho salmon. The co-managers have since agreed that recreational fisheries for trout and other game fish in these lakes will not significantly affect coho salmon. There is insufficient time to adopt permanent rules.

Date adopted: August 10, 2016

NAME (TYPE OR PRINT)
Joe Stohr for J W Unsworth

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 10, 2016

TIME: 1:48 PM

WSR 16-17-044

**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	_____

ORDER NO. 16-193

NEW SECTION

WAC 220-310-19000K Freshwater exceptions to statewide rules—Puget Sound.

Notwithstanding the provisions of WAC 220-310-190, effective September 1 through October 31, 2016, the following rules apply:

- (1) **Lake Washington** (King Co., including that portion of Sammamish River from 68th Ave. NE Bridge downstream): open to fishing for trout and other game fish. Statewide minimum size and daily limits in effect.
- (2) **Lake Washington Ship Canal** (King Co., waters east of a north-south line 400 feet west of the Chittenden (Ballard) Locks to the Montlake Bridge, including Lake Union, Portage Bay, and Salmon Bay): open to fishing for trout and other game fish. Statewide minimum size and daily limits in effect.
- (3) **Lake Sammamish** (King Co.): Open to fishing for trout and other game fish. Statewide minimum size and daily limits in effect. Release Kokanee.

REPEALER

The following section of the Washington Administrative Code is repealed effective November 1, 2016:

WAC 220-310-19000K Freshwater exceptions to statewide rules—Puget Sound.

Reasons for this finding: This emergency rule is needed to reopen Lake Washington and Lake Sammamish since they had been closed under a co-manager agreement to protect coho salmon. The co-managers have since agreed that recreational fisheries for trout and other game fish in these lakes will not significantly affect coho salmon. There is insufficient time to adopt permanent rules.

(16-202, 8/9/2016)

