



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 16-251

- Immediately upon filing.
- Later (specify) September 16, 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 for the Green River

Citation of existing rules affected by this order:

Repealed: WAC 220-310-19000J, WAC 220-310-19000P
 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 area had been closed under a co-manager agreement to protect coho salmon. Early season test fisheries have indicated that the coho return is strong enough to support limited sport and Tribal fisheries in the lower Green River. This emergency rule is needed to open the closed area and will provide additional angling opportunity. There is insufficient time to adopt permanent rules.

Date adopted: September 15, 2016

NAME (TYPE OR PRINT)

J W Unsworth

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: September 15, 2016

TIME: 3:30 PM

WSR 16-19-053

(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>2</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 220-310-19000P Freshwater exceptions to statewide rules—Puget Sound

Notwithstanding the provisions of WAC 220-310-190, effective September 16 through October 31, 2016, it is permissible to fish in waters of the Green River (King Co.) from the 1st Ave. South Bridge upstream to I-405. The following rules apply:

- (1) Salmon: Daily limit two salmon, minimum size 12 inches and release Chinook.
- (2) Trout: Daily limit two, minimum size 14 inches.
- (3) Other game fish: Statewide minimum size/daily limit.
- (3) Night closure and anti-snagging rule is in effect for all species.

REPEALERS

The following section of the Washington Administrative Code is repealed:

WAC 220-310-19000J Freshwater exceptions to statewide rules—Puget Sound. (16-178)

The following section of the Washington Administrative Code is repealed effective November 1, 2016:

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

Reasons for this finding: This area had been closed under a co-manager agreement to protect coho salmon. Early season test fisheries have indicated that the coho return is strong enough to support limited sport and Tribal fisheries in the lower Green River. This emergency rule is needed to open the closed area and will provide additional angling opportunity. There is insufficient time to adopt permanent rules.

(16-251, 9/15/2016)

