



**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: June 28, 2019

TIME: 11:30 AM

WSR 19-14-064

**Agency:** Washington Department of Fish and Wildlife (19-144)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) July 1, 2019

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

- Yes  No If Yes, explain:

**Purpose:** Amends recreational fishing rules for Southwest Rivers)

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

New:  
 Repealed: WAC 220-312-03000W  
 Amended: WAC 220-312-030  
 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: The Department is in the process of adopting permanent rules that are necessary to implement the state's share of the fishing plans agreed to with resource co-managers at the 2019 North of Falcon proceedings. These emergency rules are necessary to meet conservation objectives and because the current permanent rule is inconsistent with the agreed 2019 North of Falcon fishery sharing package. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_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 1

**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:** June 28, 2019

**Name:** Kelly Susewind

**Title:** Director

**Signature:**



## NEW SECTION

### **WAC 220-312-03000W Freshwater exceptions to statewide rules—Southwest.**

Notwithstanding the provisions of WAC 220-312-030, effective July 1 through July 31, 2019:

- (1) **Cowlitz River (Cowlitz Co.):** from the boundary markers at mouth to Lexington Bridge.
  - (a) Night closure for salmon and steelhead fishing only.
  - (b) Steelhead: Daily limit 1 hatchery steelhead: minimum length 20 inches.
- (2) **Drano Lake (Skamania Co.):**
  - (a) Night closure for all species.
  - (b) Salmon and steelhead: Daily limit 2 hatchery Chinook or 1 hatchery Chinook and 1 hatchery steelhead. Release all other salmon.
- (3) **Elochoman River (Wahkiakum Co.):**
  - (a) Release all salmon other than hatchery Chinook.
- (4) **Grays River (Wahkiakum Co.):**
  - (a) Salmon: Only hatchery Chinook may be retained.
- (5) **Grays River, West Fork (Wahkiakum Co.):**
  - (a) Salmon: Only hatchery Chinook may be retained.
- (6) **Kalama River (Cowlitz Co.):**
  - (a) From the mouth to railroad bridge below I-5:
    - i. Night closure for all species.
    - ii. Steelhead: Daily limit 1 hatchery steelhead: minimum length 20 inches.
  - (b) From the railroad bridge below Interstate 5 to Modrow Bridge: From Modrow Bridge downstream to the markers approximately 1,000 feet below the temporary rack when the rack is installed below Modrow Bridge: closed waters.
- (7) **Klickitat River (Klickitat Co.):** From the mouth to Fisher Hill bridge:
  - (a) Night closure for all species.
  - (b) Steelhead: Daily limit 1 hatchery steelhead: minimum length 20 inches.
- (8) **Lewis River (Clark/Cowlitz Co.):**
  - (a) From mouth to the mouth of the East Fork Lewis River.
    - i. Night closure for salmon and steelhead fishing.
    - ii. Steelhead: Daily limit 1 hatchery steelhead: minimum length 20 inches.
  - (b) From Eagle Cliff Bridge up to and including Muddy River, including tributaries.
    - i. Selective gear rules.
    - ii. Open through July 15.
    - iii. Game fish: statewide minimum length/daily limit, except
      1. Steelhead: release all steelhead
      2. Trout: Daily limit 10; minimum length 8 inches. Release wild trout.
  - (c) From above Muddy River to the lower falls and tributaries:
    - i. Selective gear rules.
    - ii. Release all fish.

- (9) **Swift Reservoir (Skamania Co.):** from dam to posted markers approximately 3/8 mile below Eagle Cliff Bridge
- (a) Salmon
    - i. Salmon count toward trout daily limit.
    - ii. Minimum length 8 inches.
    - iii. No catch record card required.
- (10) **Washougal River (Clark Co.):**
- (a) From the mouth to the boat ramp at the WDFW county line access site:
    - (i) From 1,000 feet (or posted markers) below to 200 feet above the temporary weir when the weir is installed in the river: Closed waters.
    - (ii) Night closure.
    - (iii) July 1, 2019 until further notice: Anti-snagging rule.
  - (b) From the boat ramp at the WDFW county line access site to the bridge at Salmon Falls:
    - (i) From 1,000 feet (or posted markers) below to 200 feet above the temporary weir when the weir is installed in the river: Closed waters.
- (11) **White Salmon River (Klickitat/Skamania counties):** from the mouth (Burlington Northern Railroad Bridge) to the county road bridge below the former location of the powerhouse:
- (a) Night closure for salmon and steelhead.
  - (b) Salmon and steelhead: Daily limit 2; no more than 2 salmon or 1 salmon and 1 hatchery steelhead. Release wild Chinook.
- (12) **Wind River (Skamania Co.):** From the mouth to 400 feet below Shipherd Falls:
- (a) Night closure for salmon and steelhead fishing.
  - (b) Salmon and steelhead: Daily limit 6, no more than 2 adult salmon or 1 adult salmon and 1 hatchery steelhead. Release wild Chinook and wild coho.

## REPEALER

The following section of the Washington Administrative Code is repealed effective August 1, 2019:

WAC 220-312-03000W Freshwater exceptions to statewide rules—Southwest.