



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 15-405

- Immediately upon filing.
- Later (specify) October 30, 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 salmon fishing rules

Citation of existing rules affected by this order:

Repealed: WAC 232-28-62000T, WAC 220-310-18000D
 Amended: WAC 232-28-620, 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: This emergency closure is needed as in-season run size assessments conducted by Washington Department of Fish and Wildlife indicate that coho run sizes are significantly below pre-season forecasts. Conservation objectives may not be achieved for coho if this action is not taken. There is insufficient time to adopt permanent rules.

Date adopted: October 28, 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: October 28, 2015

TIME: 4:18 PM

WSR 15-22-041

**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>2</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 232-28-62000U Coastal salmon—saltwater seasons.

Notwithstanding the provisions of WAC 232-28-620, effective October 30, 2015, until further notice, Marine Area 2.2 and all tributaries is closed to fishing.

NEW SECTION

WAC 220-310-18000E Freshwater exceptions to statewide rules—Coastal.

Notwithstanding the provisions of WAC 220-310-180, effective October 30, 2015, until further notice, the following waters are closed to fishing:

- (1) Black River (Grays Harbor/Thurston Co.) Including all tributaries.
- (2) Chehalis River (Grays Harbor/Thurston/Lewis Co.) Including all tributaries.
- (3) Elk River (Grays Harbor Co.) Including all tributaries.
- (4) Hoquiam River (Grays Harbor Co.) Including all tributaries.
- (5) Humptulips River (Grays Harbor Co.) Including all tributaries.
- (6) Johns River (Grays Harbor Co.) Including all tributaries.
- (7) Newaukum River (Lewis Co.) Including all tributaries.
- (8) Satsop River (Mason/Grays Harbor Co.) Including all tributaries.
- (9) Skookumchuck River (Lewis/Thurston Co.) Including all tributaries.
- (10) Wishkah River (Grays Harbor Co.) Including all tributaries.
- (11) Wynoochee River (Grays Harbor/Jefferson Co.) Including all tributaries.

REPEALERS

The following sections of the Washington Administrative Code are repealed effective October 30, 2015:

WAC 232-28-62000T Coastal salmon—saltwater seasons. (15-399)

WAC 220-310-18000D Freshwater exceptions to statewide rules—Coastal. (15-399)

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

(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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(15-405, 10/28/2015)

