



RULE-MAKING ORDER EMERGENCY RULE ONLY

CR-103E (August 2017) (Implements RCW 34.05.350 and 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 11, 2017

TIME: 10:09 AM

WSR 17-17-053

Agency: Department of Fish and Wildlife (17-187)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) September 1, 2017

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 for the Carbon River.

Citation of rules affected by this order:

New:
Repealed: WAC 220-312-04000T
Amended: WAC 220-312-040
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 personal use fishing plans agreed-to with resource co-managers at the North of Falcon proceedings. These emergency rules are necessary to comply with agreed-to management plans and corrects an omission in the permanent rule filing of WSR 17-16-109 filed on July 28, 2017.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___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 on 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	Amended	___	Repealed	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	___

Date adopted: August 11, 2017

Name: Joe Stohr for J W Unsworth

Title: Director

Signature:



NEW SECTION

WAC 220-312-04000T Exceptions to statewide rules -- Carbon River.

Notwithstanding the provisions of WAC 220-312-040, effective September 1, through November 30, 2017, it is unlawful to violate the provisions below. Unless otherwise amended, all permanent rules remain in effect:

(1) Carbon River (Pierce County):

(a) From mouth to Voight Creek:

- (i) Barbless hooks required September 1 through November 30, 2017.**
- (ii) Salmon:**
 - (A) Open September 1, 2017 through November 30, 2017**
 - (B) Daily limit 6. Up to 4 adult salmon may be retained of which up to 2 may be hatchery Chinook salmon. Release chum and wild adult Chinook.**

REPEALER

The following section of the Washington Administrative Code is repealed effective December 01, 2017:

WAC 220-312-04000T Puget Sound salmon— Freshwater exceptions to statewide rules—
Puget Sound.