



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: October 18, 2017

TIME: 12:34 PM

WSR 17-22-002

Agency: Department of Fish and Wildlife (17-284)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) October 21, 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 fishing rules for North Fork Toutle and Green Rivers (Cowlitz County).

Citation of rules affected by this order:

New:
Repealed: WAC 220-312-03000J
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 returns of Chinook and coho salmon to the North Toutle Hatchery this year have been well below the forecasts. Washington Department of Fish and Wildlife projects that with the current salmon fishing regulations on the North Fork Toutle and Green rivers, not enough coho or Chinook will reach the hatchery to meet egg take goals. Closing the salmon fishing season in these two rivers will increase the number of hatchery fish available for broodstock and help ensure future hatchery returns.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___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: October 18, 2017

Name: J W Unsworth

Title: Director

Signature:



NEW SECTION

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

Notwithstanding the provisions of WAC 220-312-030, effective October 21, 2017, until further notice, salmon fishing is closed in waters of the North Fork Toutle River and the Green River (Cowlitz Co.).

REPEALER

The following section of the Washington Administrative Code is repealed effective October 21, 2017:

WAC 220-312-03000J Freshwater exceptions to statewide rules—Southwest. (17-273)