



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: April 20, 2018

TIME: 5:10 PM

WSR 18-10-013

Agency: Department of Fish and Wildlife (Order 18-80)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

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 the Skagit and Sauk Rivers.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-04000G, WAC 220-312-03000H
 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: This emergency rule is needed to add a night closure to fishing WSR 18-09-041. The Skagit River Steelhead Fishery Resource Management Plan has received formal Federal approval allowing the fishery to proceed. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 2

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New ____ Amended ____ Repealed ____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: April 20, 2018	Signature: 
Name: Nate Pamplin for Joe Stohr	
Title: Director	

NEW SECTION

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

Notwithstanding the provisions of WAC 220-312-04000E and WAC 220-312-040, effective immediately through April 29, 2018:

(1) Skagit River, from The Dalles Bridge in the town of Concrete to the Cascade River Road Bridge in Marblemount:

(a) Open for gamefish April 14-15; 18-22; and 25-29:

(I) All species catch and release only, except daily limit two hatchery steelhead and no daily limit for Atlantic salmon.

(II) Selective Gear Rules in effect. Night closure is in effect.

(III) It is prohibited to fish from a boat that is under power.

(2) Sauk River, from the mouth to the Sauk Prairie Road Bridge in Darrington:

(a) Open for gamefish April 14-15; 18-22; and 25-29:

(I) All species catch and release only, except daily limit two hatchery steelhead and no daily limit for Atlantic salmon.

(II) Selective Gear Rules in effect. Night closure is in effect.

(III) It is prohibited to fish from a boat equipped with an internal combustion motor.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-312-04000G Freshwater exceptions to statewide rules—Puget Sound, (18-67)

The following section of the Washington Administrative Code is repealed effective April 30, 2018:

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