



**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 27, 2018

TIME: 9:20 AM

WSR 18-10-057

**Agency:** Washington Department of Fish and Wildlife (18-84)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) April 28, 2018

**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 Curl Lake)

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

New:  
 Repealed: WAC 220-312-050001  
 Amended: WAC 220-312-050  
 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: Curl Lake has been utilized by the Washington Department of Fish and Wildlife (WDFW) as an acclimation pond for Endangered Species Act Listed Tucannon River spring Chinook salmon. Beginning in 2016, WDFW began a short term acclimation of ESA listed Tucannon River steelhead, after the spring Chinook have been released. The additional time needed to acclimate steelhead will delay the stocking of rainbow trout into this body of water by a couple of weeks. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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:** April 27, 2018

**Name:** Amy Windrope for Joe Stohr

**Title:** Director

**Signature:**



NEW SECTION

**WAC 220-312-05000I Freshwater exceptions to statewide rules—Eastside.**

Notwithstanding the provisions of WAC 220-312-05000B and WAC 220-312-050, effective April 28 through May 25, 2018, it is unlawful to fish in waters of Curl Lake (Columbia Co.)

REPEALER

The following section of the Washington Administrative Code is repealed effective May 26, 2018:

WAC 220-312-05000I Freshwater exceptions to statewide rules.