



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: June 15, 2018

TIME: 1:51 PM

WSR 18-13-077

Agency: Department of Fish and Wildlife (Order 18-129)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) June 18, 2018

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: Amend fishing rules for the Lewis River.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-03000T; WAC 220-312-03000V
 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: This emergency rule is needed to meet hatchery broodstock goals and chinook reintroduction targets for the Lewis River. Summer steelhead broodstock goals are expected to reach target, therefore, a restriction to fishing from a floating device is no longer necessary for the Lewis River. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 2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New ____ Amended ____ Repealed ____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: June 15, 2018

Name: Amy Windrope for Joe Stohr

Title: Director

Signature:



NEW SECTION

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

Notwithstanding the provisions of WAC 220-312-03000R and WAC 220-312-030, effective June 18 through June 30, 2018:

(1) Cowlitz River (Cowlitz/Lewis Counties) from the boundary markers at the mouth to Lexington Drive Bridge:

- (a) It is permissible to fish 24 hours/day, except for sturgeon.
- (b) Steelhead daily limit is 3 hatchery steelhead.

(2) Lewis River (Clark/Cowlitz County) from the mouth to Johnson Creek:

- (a) Steelhead daily limit is 3 hatchery steelhead.
- (b) It is permissible to fish 24 hours/day, except for sturgeon.

(3) White Salmon River (Klickitat/Skamania Counties) from mouth to the county road bridge below the former location of the powerhouse:

- (a) It is permissible to fish 24 hours/day, except for sturgeon.
- (b) Salmon and Steelhead:
 - (i) Daily limit is 2 salmon or 2 steelhead or 1 of each.
 - (ii) Release all wild salmon and wild steelhead.

(4) Wind River (Skamania County) from the mouth upstream to 400' below Shipherd Falls fish ladder:

- (a) Night Closure
- (b) Salmon and steelhead:
 - (i) Daily limit is 2 salmon or 2 steelhead or 1 of each.
 - (ii) Release wild salmon and wild steelhead.

REPEALERS

The following section of the Washington Administrative Code is repealed effective June 18, 2018:

WAC 220-312-03000T Freshwater exceptions to statewide rules—Southwest. (18-107)

The following section of the Washington Administrative Code is repealed effective July 1, 2018:

WAC 220-312-03000V Freshwater exceptions to statewide rules—Southwest. (18-129)

