



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 28, 2018

TIME: 3:48 PM

WSR 18-14-056

Agency: Department of Fish and Wildlife (Order 18-133)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) July 1, 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 recreational fishing rules for the Stillaguamish River.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-04000N
 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 are interim until permanent rules take effect.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 1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New ____ Amended ____ Repealed ____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: June 28, 2018	Signature: 
Name: Joe Stohr	
Title: Director	

NEW SECTION

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

Notwithstanding the provisions of WAC 220-312-040, it is unlawful to violate the following provisions, provided that unless otherwise amended, all permanent rules remain in effect:

- (1) **Boulder River** (Snohomish Co.), from mouth to Boulder Falls; trout and other gamefish open July 1 through July 31, 2018, selective gear rules, trout catch and release fishing only.
- (2) **Canyon Creek** (Snohomish Co.), from mouth to forks; trout and other gamefish open July 1, 2018, selective gear rules, statewide minimum size and daily limit except release cutthroat trout and wild rainbow trout.
- (3) **Pilchuck Creek** (Skagit/Snohomish Co.), from mouth to Pilchuck Falls; trout and other gamefish open July 1, 2018, statewide min size/daily limit except cutthroat trout and wild rainbow trout min size 14”, selective gear rules.
- (4) **Squire Creek** (Snohomish Co.) trout and other gamefish open July 1 through July 31, 2018, selective gear rules, statewide minimum size and daily limit except release cutthroat trout and wild rainbow trout.
- (5) **Stillaguamish River** (Snohomish Co.) from Marine Drive to Forks; Trout and other gamefish, closed July 1 through July 31, 2018, open August 1, catch and release, night closure, selective gear rules are in effect.
- (6) **Stillaguamish River, North Fork** (Snohomish Co.) from mouth to Swede Heaven Bridge; closed to all fishing July 1, 2018.
- (7) **Stillaguamish River, North Fork** (Snohomish Co.) from Swede Heaven Bridge to North Fork Falls; trout and other gamefish open July 1 through July 31, 2018, selective gear rules, statewide minimum size and daily limit except release cutthroat trout and wild rainbow trout. Closed to all fishing August 1.
- (8) **Stillaguamish River, South Fork** (Snohomish Co.) from mouth to 400 feet below Granite Falls Fishway outlet; trout and other gamefish open July 1, 2018, statewide minimum size and daily limit except cutthroat trout and wild rainbow trout min size 14”, August 1, 2018, night closure and anti-snagging rules are in effect.
- (9) **Stillaguamish River, South Fork** (Snohomish Co.) from Mountain Loop Hwy Bridge upstream; trout and other gamefish open July 1, 2018, statewide minimum size and daily limit, August 1, 2018, night closure and anti-snagging rules are in effect.

REPEALER

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

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