



# 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: July 23, 2018

TIME: 2:29 PM

WSR 18-16-017

**Agency:** Washington Department of Fish and Wildlife (18-156)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.  
 Later (specify) August 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:** Amends freshwater recreational rules for the Southwest region

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

New:  
Repealed:  
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 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___
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**The number of sections adopted on the agency's own initiative:**

New	1	Amended	___	Repealed	___
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

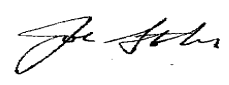
New	___	Amended	___	Repealed	___
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**The number of sections adopted using:**

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

<b>Date Adopted:</b> July 23, 2018
<b>Name:</b> Joe Stohr
<b>Title:</b> Director

**Signature:**



## NEW SECTION

### **WAC 220-312-03000Z Freshwater exceptions to statewide rules—Southwest**

Notwithstanding the provisions of WAC 220-312-030, effective August 1, 2018, until further notice, it is unlawful to violate the following provisions, provided that unless otherwise amended, all permanent rules remain in effect:

**Cowlitz River**, from the boundary markers at the mouth to 400' below Mayfield Powerhouse. Salmon daily limit 6; up to 3 may be adults, of which 2 may be Chinook. Only hatchery Chinook and hatchery coho may be retained.

**Drano Lake**, Salmon and steelhead daily limit 6; no more than 3 adult salmonids of which no more than 1 hatchery steelhead may be retained.

**Green River**, from the mouth to Miner's Creek. Salmon: Only hatchery Coho may be retained

**Kalama River**, from the mouth to 1,000 feet below fishway at upper salmon hatchery. Salmon daily limit 6; up to 3 may be adults, of which only 2 may be Coho. Only hatchery Chinook and hatchery Coho may be retained.

#### **Kalama River,**

(a) From 1,000 feet above the fishway at the upper salmon hatchery, upstream to Summers Creek:

(i) Open year-round.

(ii) Selective gear rules.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

(b) From the intersection of roads 6000 and 6420 to the 6600 Road bridge immediately downstream of Jack Creek

(i) Selective gear rules.

(ii) Open the Saturday before Memorial Day through November 30.

(iii) Game fish: Statewide minimum length/daily limit, except:

(A) Trout: Daily limit 2; minimum length 14 inches.

(B) Steelhead: Daily limit 3 hatchery steelhead; minimum length 20 inches.

**Toutle River**, from the mouth to the forks. Salmon daily limit 6; up to 2 may be adults, of which 1 maybe a hatchery Chinook.

**Toutle River, North Fork**, From the mouth to the posted deadline below the fish collection facility. Salmon daily limit 6; up to 2 may be adults, of which only 1 may be a Chinook.

