



# 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: September 28, 2018

TIME: 9:36 AM

WSR 18-20-071

**Agency:** Department of Fish and Wildlife (Order18-264)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) September 29, 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 salmon rules for Drano Lake.

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

- New:
- Repealed: WAC 220-312-03000C
- 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 need to reduce the adult portion of the salmon daily limit for Drano Lake. The estimated passage of Pool Upriver Bright Chinook (PUBs) above Bonneville Dam was recently reduced from preseason forecasts and a reduced daily limit is needed to ensure that additional fish are available for broodstock collection at Little White Salmon National Fish Hatchery. There is insufficient time to draft 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_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	____

<b>Date Adopted:</b> September 26, 2018
<b>Name:</b> Kelly Susewind
<b>Title:</b> Director

**Signature:**



## NEW SECTION

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

Notwithstanding the provisions of WAC 220-312-030, effective September 29, 2018 until further notice:

**(1) Drano Lake (Skamania County):**

- (a) Salmon daily limit is 6, up to 1 adult may be retained.
- (b) Release all steelhead.
- (c) Closed to fishing at night for salmon and steelhead.

**(2) White Salmon River (Klickitat/Skamania counties):** from mouth (BNSF Railroad bridge) to county road bridge downstream of the former location of the powerhouse:

- (a) Release all steelhead.
- (b) Closed to fishing at night for salmon and steelhead.

**(3) Wind River (Skamania County):** from mouth to 400 feet below Shipherd Falls fish ladder:

- (a) Release all steelhead.
- (b) Closed to fishing at night for salmon and steelhead.

## REPEALER

The following section of the Washington Administrative Code is repealed effective September 29, 2018:

WAC 220-312-03000C Freshwater exceptions to statewide rules—Southwest. (18-226)