



# 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 03, 2019

TIME: 3:21 PM

WSR 19-09-002

**Agency:** Washington Department of Fish and Wildlife (19-66)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.  
 Later (specify) April 17, 2019

**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 Sarg Hubbard Park Pond

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

New:  
Repealed: WAC 220-312-05000E  
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: This rule change is necessary to ensure a successful youth fishing event. Several thousand rainbow trout will be stocked prior to the event for acclimation. This helps ensure they will bite while the kids are fishing. During the event, only registered kids will be allowed to fish. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___
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**The number of sections adopted on the agency's own initiative:**


New	<u>1</u>	Amended	___	Repealed	<u>1</u>
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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> April 3, 2018	<b>Signature:</b> 
<b>Name:</b> Joe Stohr for Kelly Susewind	
<b>Title:</b> Director	

NEW SECTION

**WAC 220-312-05000E Exceptions to statewide rules—Sarg Hubbard Park (aka Reflection) Pond.**

Notwithstanding the provisions of and WAC 220-312-050, effective 12:01 a.m. April 17, through 4:00 p.m. April 20, 2019, it is unlawful to fish in Sarg Hubbard Park Pond, except as provided in the sections below:

- (a) Open to fishing 8:00 a.m. to 4:00 p.m. April 20, 2019, by juvenile anglers participating in the Yakima Greenway Association's "Kids' Fish-In" event.
- (b) The daily limit is reduced to two (2) trout during the youth fishing event.

REPEALER

The following section of the Washington Administrative Code is repealed effective 4:01 p.m. April 20, 2019:

WAC 220-312-05000E Exceptions to statewide rules—Sarg Hubbard Park Pond.