



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 05, 2020

TIME: 4:55 PM

WSR 20-13-018

Agency: Department of Fish and Wildlife (Order 20-65)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) June 6, 2020

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

- Yes No If Yes, explain:

Purpose: This rule is needed to close recreational fishing seasons on the Hoh River and South Fork Hoh River.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-02000C
 Amended: WAC 220-312-020
 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: Closing recreational fishing seasons for the Hoh River and Hoh River, South Fork is necessary to meet conservation objectives for wild summer Chinook in this river system. Pre-season forecasts for the Hoh River summer Chinook returns indicate an expected return of 804 fish, which is 96 fish short of the escapement goal.

The current permanent rule is inconsistent with the agreed 2020-21 North of Falcon fishery sharing and conservation package. The department is in the process of adopting permanent rules that are necessary to implement the state's share of the fishing plans agreed to with resource co-managers during the 2020-21 North of Falcon season setting process. 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Federal statute:	New	___	Amended	___	Repealed	___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 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 5, 2020	Signature: 
Name: Amy Windrope for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-02000C Freshwater exceptions to statewide rules—Coast.

Effective June 6 through September 15, 2020, the following provisions of WAC 220-312-020(41) and (42), regarding recreational fishing seasons for the Hoh River and Hoh River, South Fork, shall be as described below. All other provisions of WAC 220-312-020 not addressed herein, or unless otherwise amended, remain in effect:

- (1) Hoh River from the Olympic National Park boundary near the mouth upstream to Olympic National Park boundary above Morgan's Crossing boat launch: Closed waters.
- (2) Hoh River, South Fork, from mouth upstream to Olympic National Park boundary: Closed waters.

REPEALER

The following section of Washington Administrative Code is repealed effective September 16:
WAC 220-312-02000C Freshwater exceptions to statewide rules—Coast.