



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 04, 2021

TIME: 8:05 AM

WSR 21-13-008

Agency: Department of Fish and Wildlife (Order 21-85)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) June 5, 2021

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

- Yes No If Yes, explain:

Purpose: The purpose of this emergency rule is to open return salmon seasons in the Kalama and Klickitat Rivers to permanent rules.

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-312-03000Y
- 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 rule is needed to return salmon and steelhead seasons and daily limits within the Kalama and Klickitat Rivers to permanent rules. This rule also carries forward rules regarding salmon and steelhead seasons and daily limits for the Cowlitz River, Cispus River, and Cowlitz Falls Reservoir, previously put in place by emergency rule on March 3, 2021 in the filing of WSR 21-07-002 and WSR 21-11-027. The previous rule for these waters is repealed by this filing in order to update the Kalama and Klickitat Rivers:

The Washington Department of Fish and Wildlife has managed the Kalama and Klickitat River fisheries to ensure that broodstock goals at Kalama Falls and Klickitat Salmon Hatcheries would be achieved for 2021. Broodstock collection at these facilities is on track to be achieved. With broodstock collection at these facilities projected to be met, these fisheries can be reopened under permanent rules.

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	___	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	___

Date Adopted: June 4, 2021	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

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

Effective June 5, 2021, the provisions of WAC 220-312-030 regarding salmon seasons for Cispus River, Cowlitz River, and Cowlitz Falls Reservoir, shall be modified during the dates and as described below. All other provisions of WAC 220-312-030 not addressed herein remain in effect unless otherwise amended by emergency rule:

1. **Cispus River (Lewis Co.):** Salmon: Effective immediately, until further notice: Closed.
2. **Cowlitz River (Cowlitz/Lewis Co.):** Salmon: Effective immediately, until further notice: Closed.
3. **Cowlitz Falls Reservoir (Lake Scanewa) (Lewis Co.):** Salmon: Effective immediately, until further notice: Closed.

REPEALER

The following section of Washington Administrative Code is repealed, effective June 5, 2021:
WAC 220-312-03000Y Freshwater exceptions to statewide rules—Southwest. (21-71)