



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 17, 2021

TIME: 3:20 PM

WSR 21-19-100

Agency: Department of Fish and Wildlife (Order 21-201)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) September 22, 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 return fisheries in Quillayute and Sol Duc rivers to permanent rules beginning Monday, September 22, 2021.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-02000P
 Amended:
 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 action is necessary to open recreational fisheries in the Quillayute and Sol Duc rivers beginning September 22, 2021. The opening of fisheries on the Quillayute and Sol Duc Rivers was delayed to protect wild summer coho expected to return at an abundance of less than 300 adults. The Quillayute watershed has been experiencing record low flows and increased caution was needed to reduce impact from fisheries as coho stage in the lower river. There is rain in the forecast over the weekend and river levels are expected to rise enough to draw coho upriver from staging areas in the lower river. The Quileute Tribe will also be reopening fisheries, beginning September 20, 2021.

**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Federal statute:	New	___	Amended	___	Repealed	___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 ____ 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: September 17, 2021	Signature: 
Name: Kelly Susewind	
Title: Director	

REPEALER

The following section of Washington administrative code is repealed, effective September 22, 2021:

220-312-02000P Freshwater exceptions to statewide rules—Coast. (21-187)