



**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: May 05, 2022

TIME: 5:07 PM

WSR 22-11-007

Agency: Department of Fish and Wildlife (Order 22-67)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) May 6, 2022

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 Drano Lake, salmon and steelhead rules to permanent rules as listed in 2021/2022 Washington Sport Fishing Rules pamphlet.

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-312-03000H
- 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 necessary to return Drano Lake salmon and steelhead seasons to permanent rules; other rules contained in WSR 22-07-012 (Order 22-36, March 4, 2022) for Klickitat River, Wind River, and Salmon Creek are maintained by this rule.

WDFW had reduced the adult salmon daily limit in Drano Lake to help ensure that spring Chinook broodstock collection at Little White Salmon National Fish Hatchery (LWSNFH) would be achieved in 2022. Returns of adult spring Chinook to LWSNFH have been good and the broodstock collection goal was recently achieved. With broodstock collection at this facility met, 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 ____

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: May 5, 2022

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

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

Effective May 6, 2022, until further notice, the provisions of WAC 220-312-030 regarding Klickitat River, Salmon Creek, and Wind River salmon and steelhead seasons shall be modified during times 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) Klickitat River (Klickitat Co.):

(a) From the mouth to Fisher Hill Bridge:

- (i) Effective immediately, through May 27, 2022: Salmon and steelhead:
 - (A) Open Mondays, Wednesdays, and Saturdays only.
 - (B) Salmon and steelhead: Daily limit 2; up to 1 salmon or 2 hatchery steelhead or 1 of each may be retained. Release wild Chinook.
- (ii) Effective May 28, 2022, until further notice: Salmon: Daily limit 6; up to 1 adult may be retained. Release wild Chinook.

(b) From 400 feet upstream from #5 fishway to boundary markers below Klickitat Salmon hatchery: Effective May 28, 2022, until further notice: Salmon: Daily limit 6; up to 1 adult may be retained. Release wild Chinook.

(2) Salmon Creek (Clark Co.): From the mouth to the 182nd Avenue Bridge: Effective immediately, through May 27, 2022: Steelhead: Daily limit 3. Selective Gear Rules in effect, except use of barbed hooks is allowed.

(3) Wind River (Skamania Co.): From the mouth to 800 yards downstream of Carson National Fish Hatchery: Effective immediately, until further notice: Salmon and hatchery steelhead: Daily limit 6; up to 1 adult salmon and 1 hatchery steelhead or up to 2 hatchery steelhead may be retained. Release all salmon other than hatchery Chinook.

REPEALER

The following section of Washington Administrative Code is repealed, effective May 6, 2022:
WAC 220-312-03000H Freshwater exceptions to statewide rules—Southwest. (22-36)