



**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 13, 2022

TIME: 6:18 PM

WSR 22-11-055

Agency: Washington Department of Fish and Wildlife (22-76)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) May 14, 2022

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

- Yes No If Yes, explain:

Purpose: Opens the Lewis River to a chinook salmon fishery

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-03000K
 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 rules is needed to reopen spring Chinook fishing in the Lewis River. Spring Chinook salmon returns to the Lewis Hatchery are projected to meet broodstock collection goals for the Lewis Hatchery programs. Modifying fisheries will provide additional fishing opportunities while still meeting program and reintroduction goals. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 1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 13, 2022

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

WAC 220-312-03000K Freshwater Exceptions to statewide rules—Southwest.

Effective May 14 through July 31, 2022, the provisions of WAC 220-312-030 regarding Lewis 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) From Johnson Creek to Colvin Creek:

(a) Effective May 14 through May 31: All species: bank angling only.

(2) From the mouth to Colvin Creek:

(a) Effective May 14 through July 31: Salmon: Min. size 12". Daily limit 6; up to 1 adult may be retained. Release all salmon other than hatchery Chinook.

(3) From Johnson Creek to Colvin Creek:

(a) Effective May 14 through May 31: steelhead: Min. size 20", daily limit 3.

REPEALER

The following section of the Washington Administrative Code is repealed effective August 1, 2022:

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

