



# 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 08, 2022

TIME: 3:23 PM

WSR 22-13-061

**Agency:** Washington Department of Fish and Wildlife (22-98)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.  
 Later (specify) June 9, 2022

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

- Yes  No If Yes, explain:

**Purpose:** Returns Kalama and Wind rivers to permanent rules.

**Citation of rules affected by this order:**

New:  
Repealed: WAC 220-312-03000J, WAC 220-312-03000L  
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 needed to return the Kalama and Wind rivers to permanent rules. The adult salmon daily limit on the Kalama River was reduced earlier in the year to help ensure the Spring Chinook broodstock collection goal was achieved. Adult broodstock collection is on track and expected to be met, therefore a reduced daily limit is no longer necessary.

The adult salmon daily limit on the Wind River was reduced earlier in the year to help ensure the Spring Chinook broodstock collection goal for Carson National Fish Hatchery (CNFH) was achieved in. Returns of adult spring Chinook to CNFH have been good and the broodstock collection goal is expected to be met, therefore a reduced daily limit is no longer necessary. 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	2
-----	---	---------	-----	----------	---

**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 8, 2022

**Name:** Kelly Susewind

**Title:** Director

**Signature:**



## NEW SECTION

### **WAC 220-312-03000M Freshwater exceptions to statewide rules—Southwest.**

Effective June 9, 2022, until further notice, the provisions of WAC 220-312-030 regarding Cowlitz River and Klickitat rivers, salmon 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) Cowlitz River (Cowlitz/Lewis Co.); from the mouth to posted markers below the Barrier Dam:**

Effective immediately through July 31, 2022: Salmon: Daily limit 6, of which up to 1 may be an adult. Release all salmon other than hatchery Chinook and hatchery coho.

#### **(2) Klickitat River (Klickitat Co.):**

(a) From the mouth to Fisher Hill Bridge: Effective immediately, 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 immediately, until further notice: Salmon: Daily limit 6; up to 1 adult may be retained. Release wild Chinook.

## REPEALERS

The following sections of the Washington Administrative Code are repealed, effective June 9 2022:

WAC 220-312-03000J Freshwater exceptions to statewide rules—Southwest. (22-67)

WAC 220-312-03000L Freshwater exceptions to statewide rules—Southwest. (22-86)