



**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: July 12, 2023

TIME: 1:16 PM

WSR 23-15-043

Agency: Department of Fish and Wildlife (Order 23-121)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) July 15, 2023

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 close recreational fishing in the Quillayute system.

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-312-02000C
- Amended: WAC 220-312-020
- 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 close recreational fishing in the Quillayute River system.

This closure is necessary because low hatchery rack returns to the Sol Duc Hatchery indicate that Chinook salmon in the Quillayute watershed are returning below the pre-season forecast.

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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 1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: July 12, 2023
Name: Kelly Susewind
Title: Director

Signature:



NEW SECTION

WAC 220-312-02000D Freshwater exceptions to statewide rules – Coast.

Effective July 15, until further notice, the following provisions of WAC 220-312-020, regarding all recreational fishing for the Bogachiel, Calawah, Dickey, Quillayute, and Sol Duc rivers shall be modified as described below. All other provisions of WAC 220-312-020 not addressed herein, or unless otherwise amended by emergency rule, remain in effect:

- (1) **Bogachiel River (Clallam Co.)**, including all tributaries, from the mouth upstream to the Olympic National Park boundary: Closed waters.
- (2) **Calawah River (Clallam Co.)**, including all tributaries, from the mouth upstream to the Olympic National Park boundary: Closed waters.
- (3) **Calawah River, North Fork (Clallam Co.)**, including all tributaries, from the mouth upstream: Closed waters.
- (4) **Calawah River, South Fork (Clallam Co.)**, including all tributaries, from the mouth upstream to the Olympic National Park boundary: Closed waters.
- (5) **Dickey River (Clallam Co.)**, including all tributaries, from the Olympic National Park boundary upstream: Closed waters.
- (6) **Dickey River, East and West forks (Clallam Co.)**, including all tributaries, from their mouths upstream: Closed waters.
- (7) **Quillayute River (Clallam Co.)**, from Olympic National Park boundary upstream to confluence of Sol Duc and Bogachiel rivers: Closed waters.
- (8) **Sitkum River (Clallam Co.)**, including all tributaries, from the mouth upstream: Closed waters.
- (9) **Sol Duc River (Clallam Co.)**, including all tributaries, from mouth upstream to the Olympic National Park boundary: Closed waters.
- (10) **Thunder Creek (Clallam Co.)**, including all tributaries, from the mouth upstream: Closed waters.

REPEALER

The following section of the Washington Administrative Code is repealed, effective July 15, 2023:

WAC 220-312-02000C Freshwater exceptions to statewide rules – Coast. (23-113)