



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 24, 2024

TIME: 4:34 PM

WSR 24-20-045

Agency: Department of Fish and Wildlife (Order No. 24-205)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) September 25, 2024

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

- Yes No If Yes, explain:

Purpose: Amends fishing rules for Drano Lake .

Citation of rules affected by this order:

- New:
- Repealed:
- 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: Summer steelhead fisheries for 2024 remained closed in Drano Lake due to low preseason forecasts and the need to limit ESA-listed steelhead impacts in non-treaty fisheries. The estimated returns of A and B-index summer steelhead were recently increased from preseason forecasts. Due to the increased return sizes, sufficient fishery impacts are available to reopen hatchery steelhead retention, while also meeting conservation objectives for ESA-listed steelhead stocks. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	1	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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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 24, 2024

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

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

Effective September 25 through October 31, 2024, provisions of WAC 220-312-030 regarding fishing seasons for Drano Lake shall be modified as described below. All other provisions of WAC 220-312-030 not addressed herein, or unless otherwise amended by emergency rule remain in effect:

Drano Lake: Salmon and hatchery steelhead daily limit is 6 fish, of which 1 may be an adult salmon or hatchery steelhead. Salmon minimum size: 12 inches.