



# 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: March 13, 2025

TIME: 10:51 AM

WSR 25-07-059

**Agency:** Department of Fish and Wildlife (Order 25-41)

**Effective date of rule:**

**Emergency Rules**

- ☒ Immediately upon filing.  
☐ Later (specify)

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

- ☐ Yes ☒ No If Yes, explain:

**Purpose:** This emergency rule closes recreational fishing in an area immediately below Cle Elum Dam.

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

New:  
Repealed:  
Amended: WAC 220-312-050  
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 close a portion of Cle Elum River to recreational fishing. Ongoing construction of fish passage facilities near the dam, including planned in-channel work is impacting both banks of the river. To reduce impact on fish-life during construction, this reach of the river must be closed to angling until work is completed. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New      Amended      Repealed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

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

<b>Date Adopted:</b> March 13, 2025	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-312-05000B Freshwater exceptions to statewide rules—Eastside.**

Effective immediately, until further notice, the following provisions of WAC 220-312-050, regarding recreational fishing seasons for Cle Elum River shall be modified as follows. All other provisions of WAC 220-312-050 remain in effect unless modified by emergency rule:

**Cle Elum River from the green bridge approximately 2,000 feet downstream of Cle Elum Dam, upstream to the Dam:** Closed waters.