

WSR 21-18-023  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE

[Order 21-156—Filed August 23, 2021, 10:43 a.m., effective August 25, 2021]

Effective Date of Rule: August 25, 2021.

Purpose: The purpose of this emergency rule is to close fishing from a floating device in a section of Drano Lake.

Citation of Rules Affected by this Order: Amending WAC 220-312-030.

Statutory Authority for Adoption: RCW 77.04.012, 77.04.020, 77.12.045, and 77.12.047.

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.

Reasons for this Finding: Steelhead fishing and retention in Drano Lake was closed from July through October 2021, based on low pre-season forecasts of summer steelhead returning to the Columbia River. Despite this closure, creel surveys and law enforcement contacts have found that some anglers continue to target steelhead in this area, primarily from watercraft. This rule is needed to ensure that summer steelhead impacts occurring in sport fisheries remain within guidelines defined in the 2018-2027 *US v. Oregon* Management Agreement.

There is insufficient time to adopt permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 20, 2021.

Kelly Susewind  
Director

NEW SECTION

**WAC 220-312-03000A Freshwater exceptions to statewide rules—Southwest.** Effective August 25 through October 31, 2021 fishing from a floating device is unlawful in waters of Drano Lake located between a line projected through shoreline markers (located on north and west shores) approximately 2,000 feet downstream of the Little White Salmon National Fish Hatchery, upstream to the deadline markers at the mouth of the Little White Salmon River immediately below the fish hatchery.

Anglers may only fish from the bank with hand cast lines in this section. All other provisions of WAC 220-312-030 not addressed herein remain in effect unless otherwise amended by emergency rule.

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