TRANSMITTAL OF RULES ADOPTED

FROM: DEPARTMENT OF GAME
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG. (Southwest Corner, Ground Floor)
Olympia 98504

The enclosed rules Permanent rules ☐ / Emergency rules ☒, being Order No. 109 relating to (Name of rules or description of subject matter)

WAC 232-24-130 Temporary Regulation.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. _____[1] filed with the code reviser on _____[2]
(date)
were regularly adopted as permanent rules of this agency at
_____ on _____
(place) (date)
and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW. The effective date of such rules shall be _____.[3]

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding in the attached administrative order, that the immediate adoption of these rules is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest, were regularly adopted as emergency rules of this agency at
Olympia, Washington on October 12, 1977
(place) (date)
and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter 34.04 RCW and of the Open Public Meetings Act of 1971, chapter 42.30 RCW have been fulfilled.

Dated this _____ day of October 1977.

STATE OF WASHINGTON
FILED
OCT 14 1977
CODE REVISER'S OFFICE
DOCKET # 8563 FILE # 10

THE DEPARTMENT OF GAME
(AGENCY)
Paul Majhut
By Assistant Attorney General
Title

NOTES:

[1]Notice number as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use no. of last notice)
[2]Stamped date as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use date of last notice)
[3]Unless a later date is specified in this order or is prescribed in another statute, rules are effective 30 days after filing: RCW 34.04.040. Leave this space blank except in such special cases.

[Form CR-2: Rev. 9/21/74]

STATE OF WASHINGTON
DEPARTMENT OF GAME

Administrative Order No. 109

(1) Be it resolved by the Game Commission, State of Washington, that we promulgate and adopt as emergency rules of this governing body, the annexed rule:

WAC 232-24-130 Temporary Regulation.

We, the Game Commission, find an emergency exists and that, nothwithstanding the provisions of RCW 77.16.020 and RCW 77.16.010, and of Administrative Order No. 94 (1977 Washington Game Fish Seasons and Catch Limits) the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action and that observance of the requirements for adoption of permanent rules which are effective only upon expiration of 30 days after the date of filing is contrary to the public interest as the statement of facts constituting such emergency reveals. A statement of the facts constituting such emergency is:

The waters of the Snake, Tucannon and Grande Ronde Rivers and Asotin Creek have been closed to steelhead fishing since 1975 due to the low returns of steelhead. The only open steelhead fishery on the said rivers since 1975 has been a catch and release program. The 30-year average total steelhead count at Bonneville Dam is in excess of 140,000. As of September 30, 1977, the steelhead count at Bonneville Dam was in excess of 189,000. This steelhead run was much

better than fishery biologists expected and, although the exact reason is unknown, it is believed that favorable marine conditions resulted in higher than normal survival. From August 25, to September 13, 1977, Indian fishermen have caught a reported 25,000 steelhead from the Bonneville Pool. This is the highest Indian steelhead catch since 1973 when 26,500 were taken. The fishery count is also up at Ice Harbor Dam with 49,000 counted there by October 11, 1977 The total count is expected to reach about 55,000 steelhead. Fishery biologists in Washington, Idaho, and Oregon have concluded that the count at Ice Harbor Dam will satisfy spawning escapement needs for the system and is sufficient to support a limited sport fishery within the system at this time. The delay caused by compliance with the requirements of Chapter 34.04 RCW would result in a waste of fish. Accordingly, it is necessary to open the season on the said rivers and creek by emergency regulation.

(2) This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.030 and RCW 77.12.040.

(3) This order, after being first recorded in the Order Register of this governing body, shall be forwarded

to the Code Reviser for filing pursuant to Chapter 34.04 RCW and Chapter 1-12 WAC.

Approved and adopted October 12, 1977.

STATE GAME COMMISSION

Frank L. Cassidy, Jr., Chairman
Arthur S. Coffin
Elizabeth W. Meadowcroft
Archie U. Mills
Tom Nelson
Martin Pedersen

By Ralph W. Larson

Ralph W. Larson
Director

WASHINGTON DEPARTMENT OF GAME
STATEMENT FOR LEGISLATIVE REVIEW

Administrative Order No. 109

Date: October 12, 1977

1. Title: WAC 232-24-130 Temporary Regulation. Opening Snake, Tucannon and Grande Ronde Rivers and Asotin Creek to fishing October 6, 1977, to December 31, 1977.

2. Summary: This regulation opens the Snake, Tucannon and Grande Rivers and Asotin Creek to steelhead fishing from October 6, 1977 to December 31, 1977. The rule also contains certain catch and release restrictions on the Grande Ronde River during this emergency opening. The regulation increases the daily catch limit in effect since October 6, 1977, on the Snake River to two (2) steelhead. It also increases the season limit on the Snake River from three (3) to six (6) steelhead.

3. Agency Personnel Responsible for:

drafting rules - Cliff Millenbach, Department of Game,
600 No. Capitol Way, Olympia, WA 98504
telephone: 206, 753-5713

implementation - Cliff Millenbach (see above address)

enforcement - Wallace Kramer, Department of Game,
600 No. Capitol Way, Olympia, WA 98504
Telephone: 206, 753-5740

4. Proponents or Opponents:

None.

5. Comments: None.

AMENDATORY SECTION

WAC 232-24-130 TEMPORARY REGULATION. (1) An emergency steelhead trout season on the ((~~Snake,~~)) Tucannon and Grande Ronde Rivers and Asotin Creek is hereby opened from October 6, 1977, through December 31, 1977. The daily catch limit on these waters during this emergency opening is one (1) steelhead. The daily possession limit on these waters is two (2) steelhead. The season limit on these waters is three (3) steelhead.

(2) An emergency steelhead trout season on the Snake River is hereby opened from October 17, 1977, through December 31, 1977. The daily catch limit on this water during this emergency opening is two (2) steelhead. The daily possession limit on this water is two (2) steelhead. The season limit on this water is six (6) steelhead.

((~~(2)~~)) (3) The following catch and release restrictions are in effect on the Grande Ronde during this emergency opening:

(a) From 1,000 feet above the river's mouth to the steel bridge 2 1/2 miles upstream, the minimum size on steelhead is ten (10) inches.

(b) Only artificial lures with single, barbless hooks may be used.

(c) All steelhead over twenty (20) inches long must be released.