



# RULE-MAKING ORDER

**CR-103E (July 2011)**  
**(Implements RCW 34.05.350)**

**Agency:** Washington Department of Fish and Wildlife

**Emergency Rule Only**

**Effective date of rule:**

**Emergency Rules 13-241**

- Immediately upon filing.
- Later (specify) September 21, 2013

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

- Yes
  - No
- If Yes, explain:

**Purpose:** Amend recreational fishing rules

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

Repealed: WAC 232-28-61900T  
 Amended: WAC 232-28-619  
 Suspended:

**Statutory authority for adoption:** RCW 77.12.047 and RCW 77.04.020

**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.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal year 2009, 2010, 2011, 2012, or 2013, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding: The current in-season run update is for 114,300 adult natural-origin fall Chinook to return to the Hanford Reach spawning grounds, which is far in excess of the target spawning escapement. In addition, record returns of hatchery Chinook to Priest Rapids and Ringold Spring hatcheries are anticipated. Enhancement of this fishery will allow additional angling opportunity. There is insufficient time to adopt permanent rules.

**Date adopted:** September 20, 2013

**NAME (TYPE OR PRINT)**  
Philip Anderson

**SIGNATURE**

**TITLE**  
Director

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: September 20, 2013**

**TIME: 5:05 PM**

**WSR 13-20-017**

**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:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	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 in the agency's own initiative:**

New	<u>1</u>	Amended	_____	Repealed	<u>1</u>
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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:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	_____	Repealed	_____

## NEW SECTION

### **WAC 232-28-61900T Exceptions to statewide rules—Columbia River.**

Notwithstanding the provisions of WAC 232-28-619, it is unlawful to violate the following provisions provided that unless otherwise amended all permanent rules remain in effect:

- (1) Effective September 21 through October 22, 2013:
  - (a) It is permissible to fish for salmon with two poles from the Highway 395 Bridge in Pasco to Priest Rapids Dam.
  - (b) It is permissible to fish for salmon in waters at Jackson (Moran) Creek when angling from a boat. It is unlawful for boat anglers to fish in the hatchery discharge channel, but may fish in the Columbia River adjacent to the channel.
  - (c) Daily limit 6 salmon, up to 3 may be adult salmon. Once the daily limit of adult salmon is retained, anglers may not continue to fish for any species for the remainder of the day.
- (2) Effective September 21 through October 31, 2013:
  - (a) It is permissible to fish for salmon in waters between Highway 395 Bridge and the Old Hanford townsite wooden powerline towers.
  - (b) Daily limit 6 salmon, up to 3 may be adult salmon. Once the daily limit of adult salmon is retained, anglers may not continue to fish for any species for the remainder of the day.
  - (c) It is permissible to fish for salmon with two poles.

## REPEALER

The following section of the Washington Administrative Code is repealed effective November 1, 2013:

WAC 232-28-61900T Exceptions to statewide rules—Columbia River.

The current in-season run update is for 114,300 adult natural-origin fall Chinook to return to the Hanford Reach spawning grounds, which is far in excess of the target spawning escapement. In addition, record returns of hatchery Chinook to Priest Rapids and Ringold Spring hatcheries are anticipated. Enhancement of this fishery will allow additional angling opportunity. There is insufficient time to adopt permanent rules.