



**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 26, 2019

TIME: 11:25 AM

WSR 19-20-059

Agency: Department of Fish and Wildlife (Order 19-234)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) October 01, 2019

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 steelhead fishing rules for the Columbia River.

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-312-06000Y
- Amended: WAC 220-312-060
- 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 needed to close steelhead fishing in the Hanford Reach. Through September 24, the 2019 steelhead return is the 4th lowest return on record since 1962 for both the Upper Columbia River and Snake River. Adult returns of Ringold Springs Hatchery origin steelhead are currently tracking at less than 50% of the 2018 return. The closure is necessary to ensure sufficient numbers of steelhead will be available to meet hatchery broodstock production needs. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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 1

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	____

Date Adopted: September 26, 2019	Signature: 
Name: Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-06000Z Freshwater exceptions to statewide rules—Columbia
Notwithstanding the provisions of WAC 220-312-060, effective October 01, 2019:

- (1) **From the Tongue Point/Rocky Point line to Bonneville Dam;** Effective immediately through October 31, 2019: Closed to all salmon and steelhead.
- (2) **From Bonneville Dam to the Hwy. 395 Bridge (Pasco/Kennewick):** Effective immediately through December 31, 2019: Closed to all salmon and steelhead.
- (3) **From Hwy. 395 Bridge (Pasco/Kennewick) to the Old Hanford townsite powerline crossing:**
 - (a) Salmon: Effective immediately through October 31, 2019: Daily limit 6, up to 1 adult may be retained.
 - (b) Steelhead: Effective immediately through December 31, 2019: Closed.
- (4) **From the Old Hanford townsite powerline crossing to Priest Rapids Dam;** salmon; effective immediately through October 15, 2019: Daily limit 6, up to 1 adult may be retained.
- (5) **From the upstream line of Rocky Reach Dam to the boundary markers 400' below the spawning channel discharges (on Chelan County side) and the fish ladder (on Douglas County side) at Wells Dam;** salmon; effective immediately through October 15, 2019:
 - (a) Daily limit 6.
 - (b) No more than 2 adult Chinook may be retained.
 - (c) Release wild adult Chinook, sockeye, and coho.
 - (d) Anglers who possess a valid two-pole endorsement may fish for salmon with two lines.
- (6) **From the Highway 173 Bridge at Brewster upstream to the Highway 17 Bridge near Bridgeport;** salmon; effective immediately until further notice:
 - (a) Daily limit 6.
 - (b) No more than 2 adult Chinook may be retained.
 - (c) Release wild adult Chinook, sockeye, and coho.
 - (d) Anglers who possess a valid two-pole endorsement may fish for salmon with two lines.

REPEALER

The following section of the Washington Administrative Code is repealed effective October 01, 2019:

WAC 220-312-06000Y Freshwater exceptions to statewide rules—Columbia (19-232)

