



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: October 31, 2019
TIME: 3:13 PM

WSR 19-22-039

Agency: Washington Department of Fish and Wildlife (WDFW) (Order 19-271)

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: The proposal will amend a landmark description in WAC 220-416-070 and WAC 220-413-180.

Citation of rules affected by this order:

New:
 Repealed:
 Amended: WACs 220-416-070 and 220-413-180
 Suspended:

Statutory authority for adoption: RCWs 77.04.012, 77.04.055, 77.12.047, and 77.12.240

Other authority: None

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 update a landmark reference in the WACs listed. WAC 220-416-070 and WAC 220-413-180 both contain the language "...the old Hanford townsite power line crossing (wooden towers) in Section 24..." to when describing the boundary of areas that are associated with special closures. WDFW was recently notified the wooden towers referenced in this language are being torn down in November, but the power lines will remain. Waterfowl and big-game seasons when these rules apply are currently open and ongoing. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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 ____ Amended 2 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 ____

Date Adopted: 10/31/19

Name: Kelly Susewind

Title: WDFW Director

Signature:



ORDER 19-271

NEW SECTION

WAC 220-413-18000A Special closures and firearm restriction areas.

Notwithstanding the provisions of WAC 220-413-180, effective immediately:

Columbia River: The Columbia River, all islands except privately owned, in the river, the Benton County shoreline below the high water mark, Central Hanford Department of Energy property, and any peninsula originating on the Benton County shoreline, between Vernita Bridge on Highway 24 downstream to the Richland city limits are designated as a "CLOSED AREA" to hunting wild animals and wild birds except waterfowl hunting is open below the high water mark between the old Hanford townsite power line crossing in Section 24, T 13 N, R 27 E, and the Richland city limits.

NEW SECTION

WAC 220-416-07000A Columbia, Snake, and Yakima River waterfowl, coot, and snipe closures.

Notwithstanding the provisions of WAC 220-416-070, effective immediately:

It is unlawful to hunt migratory waterfowl, coot, and snipe on or within the Columbia River and those lands lying within one-quarter mile of the Columbia River between the old Hanford townsite power line crossing in Section 24, T13N, R27E, to Vernita Bridge (Highway 24). (Benton, Franklin, and Grant counties)