



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: December 20, 2019

TIME: 2:43 PM

WSR 20-02-039

Agency: Department of Fish and Wildlife (Order 19-312)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) January 1, 2020

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 salmon rules for the Columbia River.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-06000B; WAC 220-312-06000D
 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: Conservation measures have been in place since July to protect low returns of steelhead within the Columbia and Snake River basins. Protection for these fish will maximize survival and help ensure hatchery B-index broodstock collection goals are met. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 2

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New ____ Amended ____ Repealed ____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: December 20, 2019
Name: Kelly Susewind
Title: Director

Signature:



NEW SECTION

WAC 220-312-06000D Freshwater exceptions to statewide rules—Columbia

Notwithstanding the provisions of WAC 220-312-060:

- (1) From McNary Dam upstream to the Hwy. 395 Bridge (Pasco/Kennewick):** Effective January 1 through March 31, 2020: Closed to angling for and retention of steelhead.
- (2) From the Hwy. 395 Bridge (Pasco/Kennewick) to Old Hanford townsite powerline crossing:** Effective January 1 through April 15, 2020: Closed to angling for and retention of steelhead.

REPEALERS

The following section of the Washington Administrative Code is repealed effective January 1, 2020:

WAC 220-312-06000B Freshwater exceptions to statewide rules—Columbia (19-263)

The following section of the Washington Administrative Code is repealed effective April 16, 2020:

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