



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: May 04, 2018

TIME: 12:45 PM

WSR 18-11-021

Agency: Washington Department of Fish and Wildlife (18-74)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) June 15, 2018

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

- Yes No If Yes, explain:

Purpose: Amends recreational fishing rules for Roosevelt Lake)

Citation of rules affected by this order:

New:
Repealed:
Amended: WAC 220-312-050
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: The white sturgeon population in the Upper Columbia Transboundary Reach (Grand Coulee Dam, Washington to Hugh Keenleyside Dam, British Columbia) has experienced consistent juvenile year-class production failure for more than 30 years. In response to production failure, the Upper Columbia White Sturgeon Recovery Initiative (UCWSRI) was formed in 2000. The UCWSRI produced a Recovery Plan (finalized in 2002) with the goal, "To ensure the persistence and viability of naturally-reproducing populations of white sturgeon in the Upper Columbia River and restore opportunities for beneficial use, if feasible". A White Sturgeon hatchery program began in 2001 (2002 releases) in British Columbia (BC) and 2004 (with brood year 2003 fish from BC) in Washington using conventional brood stock and hatchery rearing methods. Stocking ranged from 2,000-12,000 juvenile sturgeon per year from 2001 to 2010 (including both Washington and BC releases). Survival of hatchery-produced juvenile sturgeon was much higher than anticipated. As a result, there is a surplus of approximately 20,500 sturgeon that are available for harvest from Lake Roosevelt over the next decade. 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	___
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The number of sections adopted on the agency's own initiative:

New	<u>1</u>	Amended	___	Repealed	___
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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:

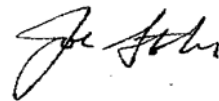
Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: May 3, 2018

Name: Joe Stohr

Title: Director

Signature:



NEW SECTION

WAC 220-312-05000G Freshwater exceptions to statewide rules—Eastside.

Notwithstanding the provisions of WAC 220-312-05000B and WAC 220-312-050:

(1) Effective June 15, 2018, until further notice, it is permissible to fish for sturgeon in waters of Lake Roosevelt from Grand Coulee Dam to China Bend Boat Ramp (including the Spokane River from Highway 25 Bridge upstream to 400' below Little Falls Dam, Colville River upstream to Meyers Falls and the Kettle River upstream to Barstow Bridge).

(a) Daily limit of one sturgeon between 53 and 63 inches fork length. Annual limit of two sturgeon.

(b) Anglers are required to record harvested on a Catch Record Card.

(c) Anglers may fish with two poles with the purchase of a Two-Pole Endorsement license.

(d) Night closure is in effect. All other statewide rules for white sturgeon apply.

