



# 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 31, 2018

TIME: 1:15 PM

WSR 18-12-062

**Agency:** Department of Fish and Wildlife (Order 18-111)

**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:** Amend recreational fishing rules for the Snake River.

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

New:  
 Repealed: WAC 220-312-05000F  
 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:** This emergency rule is necessary because Snake River fisheries have harvested approximately 37% of the allotted harvest share and had minimal impacts to wild spring Chinook (<20% of allowable). Fishery managers are increasing the daily limit in the lower areas to access the remaining balance of the harvest share. All of the fishery areas in the Washington portion of the Snake River are mixed stock fisheries; however, there is increased potential to disproportionately harvest Clearwater River stocks in Section C (just below the mouth of the Clearwater River). Because of that disproportionate harvest risk, fishery managers plan to leave the limit in this section at one adult/day. 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Federal statute:	New	_____	Amended	_____	Repealed	_____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	____

<b>Date Adopted:</b> May 31, 2018	<b>Signature:</b> 
<b>Name:</b> Nate Pamplin for Joe Stohr	
<b>Title:</b> Director	

## NEW SECTION

**WAC 220-312-05000L Freshwater exceptions to statewide rules—Eastside.** Notwithstanding the provisions of WAC 220-312-050, effective immediately until further notice, the following rules apply: Unless otherwise amended, all permanent rules remain in effect.

Snake River:

(1) From the south bound Highway 12 Bridge near Pasco upstream about 7 miles to the fishing restriction boundary below Ice Harbor Dam:

(a) Salmon:

(i) Open Friday and Saturday each week beginning immediately until further notice:

(A) Daily limit 6. Up to 2 adults may be retained.

(B) Release all salmon other than hatchery Chinook.

(2) From Texas Rapids boat launch (south side of the river upstream of the mouth of Tucannon River) to the fishing restriction boundary below Little Goose Dam. This includes the rock and concrete area between the juvenile bypass return pipe and Little Goose Dam along the south shoreline of the facility:

(a) Salmon:

(i) Open Sunday and Monday each week beginning immediately until further notice:

(A) Daily limit 6. Up to 2 adults may be retained.

(B) Release all salmon other than hatchery Chinook.

(3) From the downstream edge of the large power lines crossing the Snake River (just upstream from West Evans Road on the south shore) upstream about 3.5 miles to the Washington state line (from the east levee of the Greenbelt boat launch in Clarkston northwest across the Snake River to the Washington/Idaho boundary waters marker on the Whitman County shore):

(a) Salmon:

(i) Open Sunday and Monday each week beginning immediately until further notice:

(A) Daily limit 6. Up to 1 adult may be retained.

(B) Release all salmon other than hatchery Chinook.

## REPEALER

The following section of the Washington Administrative Code is repealed effective immediately:  
WAC 220-312-05000F Freshwater exceptions to statewide rules-Eastside. (18-70)