



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: June 13, 2018

TIME: 3:40 PM

WSR 18-13-055

Agency: Washington Department of Fish and Wildlife (18-127)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) June 18, 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 the Yakima River

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-05000K
 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 needed to close two areas for salmon fishing which were opened by WSR 18-11-049. Spring Chinook daily counts at Prosser have declined substantially, signaling the end of the 2018 run in this area of the Yakima River. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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:

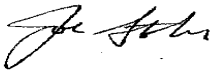
New 1 Amended ____ Repealed 1

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: June 13, 2018	Signature: 
Name: Joe Stohr	
Title: Director	

NEW SECTION

WAC 220-312-05000M Exceptions to statewide rules—Yakima River.

Notwithstanding the provisions of WAC 220-312-05000B and WAC 220-312-050, effective June 18, 2018 until further notice it is permissible to fish for salmon in waters of the Yakima River from the Interstate 82 Bridge at Union Gap (river mile 107.1) to the BNSF railroad bridge approximately 600 feet downstream of Roza Dam (river mile 127.8). The following rules apply:

- (1) Daily limit of two hatchery Chinook, minimum size 12 inches in length. Terminal gear is restricted to two, single (point), barbless hooks with a hook gap from point to shank of 3/4 inch or less when fishing for salmon. Use of bait is allowed.
- (2) The Selective Gear Rules requirement prohibiting use of bait and knotted nets is suspended for all species for the duration of the salmon fishery. Night closure in effect.
- (3) The Columbia River Salmon/Steelhead Endorsement is required to participate in this fishery.
- (4) The use of two (2) fishing poles is permitted during the salmon fishery provided the participating angler has purchased a “Two-Pole Endorsement” (in addition to the freshwater fishing license and Columbia River salmon/steelhead endorsement).

REPEALER

The following section of the Washington Administrative Code is repealed effective June 18, 2018:

WAC 220-312-05000K Exceptions to statewide rules—Yakima River. (18-95)