



**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 29, 2018

TIME: 4:02 PM

WSR 18-14-077

Agency: Department of Fish and Wildlife (Order 18-147)

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 regulations for the Columbia River and several eastside water bodies including the Methow drainage, Okanogan River drainage, Chelan River drainage, and Lake Wenatchee.

Citation of rules affected by this order:

- New:
- Repealed:
- Amended: WAC 220-312-050; 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: The steelhead closures in these areas were omitted from WAC during the 2017 rule simplification process. These rules are necessary to comply with federal ESA permitting requirements. The permanent rule process has been initiated, these rules are interim until permanent rules take effect. There is insufficient time to promulgate 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New ____ Amended ____ Repealed ____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 2 Amended ____ 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: June 29, 2018	Signature: 
Name: Amy Windrope for Joe Stohr	
Title: Director	

NEW SECTION

WAC 220-312-06000M Exceptions to statewide rules—Columbia River.

Notwithstanding the provisions of WAC 220-312-060, it is unlawful to violate the following provisions, provided that unless otherwise amended, all permanent rules remain in effect:

From Priest Rapids to Chief Joseph Dam: Closed to fishing for or retaining steelhead.

NEW SECTION

WAC 220-312-05000N Exceptions to statewide rules—Eastside.

Notwithstanding the provisions of WAC 220-312-060, it is unlawful to violate the following provisions, provided that unless otherwise amended, all permanent rules remain in effect:

The following areas are closed to fishing for or retaining steelhead:

- (1) Methow River (Okanogan Co.) and all tributaries, including: Twisp, Chewuch, and Lost Rivers.
- (2) Okanogan River (Okanogan Co.) and all tributaries, including: Salmon Creek and the Similkameen River.
- (3) Chelan River (Chelan Co.)
- (4) Entiat River (Chelan Co.): from mouth to Entiat Falls
- (5) Icicle River (Chelan Co.): from mouth to the Icicle Peshastin Irrigation Footbridge
- (6) Wenatchee River (Chelan Co.): from mouth to Icicle Road Bridge
- (7) Lake Wenatchee (Chelan Co.)