



# 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: July 05, 2018

TIME: 3:18 PM

WSR 18-15-003

**Agency:** Department of Fish and Wildlife (Order 18-154)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) July 7, 2018

**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 fishing rules for Columbia River.

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

- New:
- Repealed: WAC 220-312-06000L
- 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:** This action closes adult Chinook retention below Priest Rapids Dam based on an updated run-size of summer Chinook passage of 44,000 at Bonneville Dam. The updated run-size of summer chinook is 35% below the pre-season forecast. This reduction in the run-size decreases the allowable catch for each fishery and has already been achieved in fisheries below Priest Rapids Dam. The fishery is consistent with the *U.S. v Oregon* Management Agreement and the associated Biological Opinion. This action conforms Washington state rules with Oregon state rules. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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 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> July 5, 2018	<b>Signature:</b> 
<b>Name:</b> Joe Stohr	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-312-06000N 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:

- (a) From the Megler-Astoria Bridge upstream to HWY 395 Bridge at Pasco:
  - (i) Salmon and Steelhead, effective July 7 through July 31, 2018:
    - (A) Daily limit 6, no more than 2 adult salmon or hatchery steelhead or 1 of each may be retained.
    - (B) Release all salmon other than hatchery jack Chinook and sockeye.
    - (C) Salmon minimum length is 12 inches.
- (b) From HWY 395 Bridge at Pasco to Priest Rapids Dam:
  - (i) Salmon, effective July 7 through August 15, 2018:
    - (A) Daily limit 6, no more than 2 adults may be retained.
    - (B) Release all salmon other than hatchery jack Chinook and sockeye.
    - (C) Salmon minimum length is 12 inches.
- (c) Priest Rapids Dam to Wells Dam:
  - (i) Salmon, effective July 7 until further notice:
    - (A) Daily limit 6, no more than 4 adults may be retained of which up to 2 may be adult hatchery Chinook and up to 2 may sockeye.
    - (B) Release wild adult Chinook and coho.
    - (C) Salmon minimum length is 12 inches.
- (d) Wells Dam to HWY 173 at Brewster:
  - (i) Salmon, effective July 16 until further notice:
    - (A) Daily limit 6, no more than 4 adults may be retained of which up to 2 may be adult hatchery Chinook and up to 2 may sockeye.
    - (B) Release wild adult Chinook and coho.
    - (C) Salmon minimum length is 12 inches.
- (e) HWY 173 Bridge at Brewster to Chief Joseph Dam:
  - (i) Salmon, effective July 7 until further notice:
    - (A) Daily limit 6, no more than 4 adults may be retained of which up to 2 may be adult hatchery Chinook and up to 2 may sockeye.
    - (B) Release wild adult Chinook and coho.
    - (C) Salmon minimum length is 12 inches.

## REPEALER

The following section of the Washington Administrative Code is repealed effective July 7, 2018:

WAC 220-312-06000L Freshwater exceptions to statewide rules—Columbia River. (18-141)

