



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 12, 2018

TIME: 12:15 PM

WSR 18-15-035

Agency: Department of Fish and Wildlife (Order 18-157)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) 12:01 AM July 16, 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 regulations for the Columbia, Wenatchee, Chelan, Okanogan, and Similkameen Rivers.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-06000N
 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: This emergency rule is necessary because the summer chinook run was downsized to a total of 44,000, which is 35% below the preseason forecast. This reduction in the chinook run decreased the allowable catch in recreational fisheries above Priest Rapids Dam. Anglers are expected to catch their allocation by July 15th, 2018. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 2 Amended ____ Repealed 1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: July 12, 2018	Signature: 
Name: Joe Stohr	
Title: Director	

NEW SECTION

WAC 220-312-06000P Freshwater 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.

Effective 12:01 AM July 16 through October 15, 2018:

- (a) From the Megler-Astoria Bridge upstream to HWY 395 Bridge at Pasco:
 - (i) Salmon and Steelhead, immediately 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, immediately 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 Rock Island Dam:
 - (i) Salmon, immediately through August 31, 2018:
 - (A) Daily limit 6, no more than 3 sockeye may be retained.
 - (B) Release adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.
- (d) Rock Island Dam to Wells Dam:
 - (i) Salmon, effective immediately through October 15, 2018:
 - (A) Daily limit 6, no more than 3 sockeye may be retained.
 - (B) Release adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.
- (e) Wells Dam to Hwy. 173 Bridge at Brewster:
 - (i) Salmon, effective immediately through August 31, 2018:
 - (A) Daily limit 6, no more than 3 sockeye may be retained.
 - (B) Release adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.
- (f) Hwy. 173 Bridge at Brewster to Chief Joseph Dam:
 - (i) Salmon, effective immediately through October 15, 2018:
 - (A) Daily limit 6, no more than 3 sockeye may be retained.
 - (B) Release adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.

NEW SECTION

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

Notwithstanding the provisions of WAC 220-312-050, it is unlawful to violate the following provisions, provided that unless otherwise amended, all permanent rules remain in effect.
Effective 12:01 AM July 16 through October 15, 2018:

(1) Chelan River (Chelan Co.): from railroad bridge upstream to Chelan P.U.D. safety barrier below the powerhouse:

(a) Salmon, effective immediately through October 31, 2018:

(i) Daily limit 6.

(ii) Release adult Chinook, coho, and sockeye.

(iii) Salmon minimum length is 12 inches.

(2) Okanogan River (Okanogan Co.):

(a) From mouth upstream to Hwy. 97 Bridge immediately upstream of mouth:

(i) Salmon, effective immediately through October 15, 2018:

(A) Daily limit 6.

(B) Release adult Chinook, coho, and sockeye.

(C) Salmon minimum length is 12 inches.

(b) From Hwy. 97 Bridge immediately upstream of mouth to the second Hwy. 97 Bridge in Oroville:

(i) Salmon, effective immediately through September 15, 2018:

(A) Daily limit 6.

(B) Release adult Chinook, coho, and sockeye.

(C) Salmon minimum length is 12 inches.

(3) Similkameen River (Okanogan Co.): from mouth upstream to 400 feet below Enloe Dam:

(a) Salmon, effective immediately through September 15, 2018:

(i) Daily limit 6.

(ii) Release adult Chinook, coho, and sockeye.

(iii) Salmon minimum length is 12 inches.

(4) Wenatchee River (Chelan Co.): from mouth to Icicle Road Bridge:

(a) Salmon, effective August 1 through September 30, 2018:

(i) Daily limit 6.

(ii) Release adult Chinook, coho, and sockeye.

(iii) Salmon minimum length is 12 inches.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 AM July 16, 2018:

WAC 220-312-06000N Freshwater exceptions to statewide rules—Columbia River. (18-154)