



**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 23, 2018

TIME: 4:59 PM

WSR 18-16-020

Agency: Department of Fish and Wildlife (Order 18-168)

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 Columbia River and tributaries from Priest Rapids Dam to Chief Joseph Dam.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-05000Q; WAC 220-312-06000Q
 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 to correct an error in a previous filing. The opening date for adult hatchery chinook retention from Wells Dam to Chief Joseph Dam is intended to be August 1. 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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____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New ____ Amended ____ Repealed ____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New 2 Amended ____ Repealed 2

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 23, 2018
Name: Jim Scott for Joe Stohr
Title: Director

Signature:



NEW SECTION

WAC 220-312-06000R 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 immediately 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 Rocky Reach 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) Rocky Reach Dam to Wells Dam:
 - (i) Salmon, effective immediately through July 24, 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.
 - (ii) Salmon, from July 25 through October 15, 2018:
 - (A) Daily limit 6, no more than 2 adult Chinook and 3 sockeye may be retained.
 - (B) Release wild Adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.
- (f) Wells Dam to Hwy. 173 Bridge at Brewster:
 - (i) Salmon, effective immediately through July 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.
- (ii) Salmon, from August 1 through August 31, 2018:
 - (A) Daily limit 6, no more than 2 adult Chinook and 3 Sockeye may be retained.
 - (B) Release wild adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.
- (g) Hwy. 173 Bridge at Brewster to Chief Joseph Dam:
 - (i) Salmon, effective immediately through July 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.
 - (ii) Salmon, from August 1 through October 15, 2018:
 - (A) Daily limit 6, no more than 2 adult Chinook and 3 Sockeye may be retained.
 - (B) Release wild adult Chinook and coho.
 - (C) Salmon minimum length is 12 inches.

NEW SECTION

WAC 220-312-05000R 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 immediately 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 July 24, 2018:
 - (i) Daily limit 6.
 - (ii) Release adult Chinook, coho, and sockeye.
 - (iii) Salmon minimum length is 12 inches.
 - (b) Salmon, from July 25 through October 31, 2018:
 - (i) Daily limit 6, no more than 2 adult Chinook may be retained.
 - (ii) Release wild 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 July 31, 2018:
 - (A) Daily limit 6.
 - (B) Release adult Chinook, coho, and sockeye.
 - (C) Salmon minimum length is 12 inches.

- (i) Salmon, from August 1 through October 15, 2018:
 - (A) Daily limit 6, no more than 2 adult chinook may be retained.
 - (B) Release wild adult Chinook, coho, and sockeye.
 - (C) Salmon minimum length 12 inches.
- (b) From Hwy. 97 Bridge immediately upstream of mouth to the second Hwy. 97 Bridge in Oroville:
 - (i) Salmon, effective immediately through July 31, 2018:
 - (A) Daily limit 6.
 - (B) Release adult Chinook, coho, and sockeye.
 - (C) Salmon minimum length is 12 inches.
 - (ii) Salmon, from August 1 through September 15, 2018:
 - (A) Daily limit 6, no more than 2 adult Chinook may be retained.
 - (B) Release wild 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 July 31, 2018:
 - (i) Daily limit 6.
 - (ii) Release adult Chinook, coho, and sockeye.
 - (iii) Salmon minimum length is 12 inches.
 - (b) Salmon, from August 1 through September 15, 2018:
 - (i) Daily limit 6, no more than 2 adult Chinook may be retained.
 - (ii) Release wild 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, no more than 2 adult Chinook may be retained.
 - (ii) Release wild adult Chinook, coho, and sockeye.
 - (iii) Salmon minimum length is 12 inches.

REPEALERS

The following sections of the Washington Administrative Code are repealed effective immediately:

WAC 220-312-06000Q Freshwater exceptions to statewide rules—Columbia River. (18-172)

WAC 220-312-05000Q Freshwater exceptions to statewide rules—Eastside. (18-172)

