



**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: August 10, 2018

TIME: 3:27 PM

WSR 18-17-074

**Agency:** Department of Fish and Wildlife (Order 18-190)

**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 Snake River.

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

New:  
 Repealed: WAC 220-312-05000U  
 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 necessary because the 2018 Columbia River forecasted return of upriver bright adult chinook is 200,100. A significant portion of these fish are expected to return to the Snake River. Retention of hatchery fall chinook is not expected to increase impacts to ESA-listed wild fall chinook. Therefore, adult hatchery chinook and jack chinook over 12 inches may be retained in the Snake 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_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	____

<b>Date Adopted:</b> August 10, 2018	<b>Signature:</b> 
<b>Name:</b> Jeff Davis for Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-312-05000U Freshwater exceptions to statewide rules—Eastside.**

Notwithstanding the provisions of WAC 220-312-050, effective August 18 through October 31, 2018:

(1) **Snake River:** from the Burbank-to-Pasco railroad bridge at river mile 1.25 upstream to the Oregon State line:

(a) Salmon: open August 18 through October 31, 2018

(i) Daily limit 6.

(ii) Release all salmon other than adult hatchery Chinook and jack Chinook.

(b) Anglers must cease fishing for salmon and steelhead once either the daily limit for adult salmon or steelhead has been retained.

## REPEALER

The following section of the Washington Administrative Code is repealed effective November 1, 2017:

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