



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 16, 2018

TIME: 4:38 PM

WSR 18-17-114

Agency: Department of Fish and Wildlife (Order 18-204)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) August 18, 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 and steelhead rules in the Columbia River, Wind River, and Drano Lake.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-0600T
 Amended: WAC 220-312-060; WAC 220-312-030
 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 rule is needed to reduce steelhead impacts as cumulative steelhead passage over Bonneville is behind expectations, particularly during a time with elevated water temperatures. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 2 Amended ____ Repealed 1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New ____ Amended ____ Repealed ____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: August 16, 2018	Signature: 
Name: Joe Stohr for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-06000U 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 August 18 until further notice:

- (a) From a true north and south line through Buoy 10 to Highway 395 Bridge in Pasco: closed to fishing at night for salmon and steelhead.
- (b) 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.
- (c) Rock Island Dam to Rocky Reach Dam:
 - (i) Salmon, 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.
- (d) Rocky Reach Dam to Wells Dam:
 - (i) Salmon, immediately 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.
- (e) Wells Dam to Hwy. 173 Bridge at Brewster:
 - (i) Salmon, immediately 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.
- (f) Hwy. 173 Bridge at Brewster to Chief Joseph Dam:
 - (i) Salmon, immediately 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 220-312-03000B Freshwater exceptions to statewide rules—Southwest.

Notwithstanding the provisions of WAC 220-312-030, it is unlawful to violate the following provisions, provided that unless otherwise amended, all permanent rules remain in effect.

Effective August 18 until further notice:

- (1) Drano Lake:
 - (a) Closed to fishing at night for salmon and steelhead.
 - (b) Release all steelhead.
- (2) Wind River from mouth to 400' below Shipherd Falls fish ladder:
 - (a) Closed to fishing at night for salmon and steelhead.
 - (b) Release all steelhead.

R E P E A L E R

The following section of the Washington Administrative Code is repealed effective August 18, 2018:

WAC 220-312-06000T Freshwater exceptions to statewide rules—Columbia River. (18-183)