



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: September 28, 2018

TIME: 9:12 AM

WSR 18-20-068

Agency: Department of Fish and Wildlife (Order 18-269)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) October 1, 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 fishing rules for the Columbia River.

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-06000Z
 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: The Columbia River steelhead run-size has been reduced to 92,800 A/B Index steelhead from the pre-season forecast of 182,400 fish. This emergency rule is needed to lower the steelhead daily limit to 1 fish in the lower Hanford Reach area and require the release of all steelhead except Ringold Springs-origin hatchery steelhead. Reduction of the daily limit to one Ringold Springs-origin hatchery steelhead (those marked by both an adipose and right ventral fin clip), will help us meet hatchery broodstock collection goals and still allow anglers steelhead opportunity. There 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	____

Date Adopted: September 27, 2018
Name: Jim Scott for Kelly Susewind
Title: Director

Signature:



NEW SECTION

WAC 220-312-06000A 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:

- (a) Mouth of the Columbia River from Buoy 10 to the HWY 395 Bridge at Pasco: Salmon and steelhead, immediately until further notice: Closed.

- (b) HWY 395 Bridge at Pasco to the Old Hanford townsite powerline towers:
 - (i) Salmon, immediately through October 31, 2018:
 - (A) Daily limit 6, up to 1 may be an adult.
 - (B) Release coho.
 - (ii) Steelhead, October 1 until further notice:
 - (A) Daily limit 1 hatchery steelhead.
 - (B) Release all steelhead other than those marked by both a clipped adipose fin and clipped right ventral fin with healed over scars.

- (c) The Old Hanford townsite powerline towers to Priest Rapids Dam:
 - (i) Salmon, immediately through October 15, 2018:
 - (A) Daily limit 6, up to 1 may be an adult.
 - (B) Release coho.
 - (ii) Steelhead, immediately until further notice: Release all steelhead.

- (d) 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.

- (e) 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.

- (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.

REPEALER

The following section of the Washington Administrative Code is repealed effective October 1, 2018:

WAC 220-312-06000Z Freshwater exceptions to statewide rules—Columbia River. (18-245)