



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: October 09, 2018

TIME: 4:29 PM

WSR 18-21-063

Agency: Department of Fish and Wildlife (Order 18-279)

Effective date of rule:

Emergency Rules

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

Citation of rules affected by this order:

New:
 Repealed: WAC 220-312-06000A
 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: Based on the updated return estimate for Hanford Reach fall chinook all adult chinook in excess of escapement have been harvested. This rule is needed to close salmon fishing from the Hwy. 395 Bridge at Pasco to the wooden powerline towers at the old Hanford townsite. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 1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New ____ Amended ____ Repealed ____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	____

Date Adopted: October 9, 2018	Signature: 
Name: Nate Pamplin for Kelly Susewind	
Title: Director	

NEW SECTION

WAC 220-312-06000B Freshwater exceptions to statewide rules—Columbia River.

Notwithstanding the provisions of WAC 220-312-060, effective October 16, 2018 until further notice 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, effective immediately through October 31, 2018: Closed.
 - (ii) Steelhead, immediately 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.

REPEALER

The following section of the Washington Administrative Code is repealed effective October 16, 2018:

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

