



**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: March 29, 2019

TIME: 1:53 PM

WSR 19-08-061

**Agency:** Department of Fish and Wildlife (Order 19-47)

**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:** Amends recreational steelhead fishing rules for the Columbia River.

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

- New:
- Repealed:
- 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:** This restriction is necessary to protect Upper Columbia River steelhead. Steelhead fisheries remain closed in all areas of the Upper Columbia River and tributaries due to the low returns in 2018. Restricting the fishery to Ringold Springs-origin hatchery steelhead (those marked by clipped adipose and right ventral fins) will provide anglers the opportunity to harvest hatchery steelhead while reducing impacts to Upper Columbia River steelhead. This emergency rule also implements at the Ringold access area fishery a voluntary barbless hook policy approved by the Washington Fish and Wildlife Commission in early March. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___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 1 Amended \_\_\_\_ Repealed \_\_\_\_

**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> March 28, 2019
<b>Name:</b> Kelly Susewind
<b>Title:</b> Director

**Signature:**



## NEW SECTION

### **WAC 220-312-06000F 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 April 1 through April 15, 2019:

#### **From .25 mile downstream of the Ringold Wasteway outlet to .5 mile upstream of Spring Creek:**

- (a) The use of barbed hooks for steelhead is permissible.
- (b) Fishing is allowed only from the bank and only on the hatchery side of the river.
- (c) Steelhead: Daily limit 2 hatchery steelhead with both the adipose and right ventral fin clipped as evidenced by a healed scar. Release all other steelhead.