



# 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 29, 2020

TIME: 4:20 PM

WSR 20-20-031

**Agency:** Department of Fish and Wildlife (Order 20-206)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) October 1, 2020

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes  No If Yes, explain:

**Purpose:** The purpose of this rule is to open coho retention seasons on the Icicle River and upper Columbia River from Priest Rapids Dam to Rocky Reach Dam.

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

New:  
 Repealed: WAC 220-312-06000T; WAC 220-312-06000Z; WAC 220-312-05000J  
 Amended: WAC 220-312-060; 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 rule is needed to open coho retention seasons in Icicle River and the upper Columbia River from Priest Rapids Dam to Rocky Reach Dam. Returns of upper Columbia River bound Coho salmon are sufficient to meet broodstock needs and to provide for sport angler harvest

Immediate adoption of this rule is necessary for the preservation of the public health, safety, or general welfare. By observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest. 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Federal statute:	New	_____	Amended	_____	Repealed	_____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 2 Amended \_\_\_\_ Repealed 3

**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> September 29, 2020	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-312-06000Z Freshwater exceptions to statewide rules—Columbia**

Effective October 1 through October 15, 2020, provisions of WAC 220-312-060 and 220-220-160 regarding Columbia River salmon seasons and the use of the Two-pole Endorsement from Priest Rapid Dam upstream are modified as described below. All other provisions of WAC 220-312-060 and WAC 220-220-160 not addressed herein, or unless otherwise amended by emergency rule remain in effect:

#### **(1) From Priest Rapids Dam to Rock Island Dam:**

- (a) Salmon: Effective October 1 through October 15, 2020: Daily limit is 6; of which, up to 2 adult Chinook and up to 2 coho may be retained. Release sockeye.
- (b) Effective October 1 through October 15: Anglers who possess a valid two-pole endorsement may fish with two lines.

#### **(2) From Rock Island Dam to Rocky Reach Dam:**

- (a) Salmon: Effective October 1 through October 15, 2020: Daily limit is 6; of which, up to 2 adult hatchery Chinook, up to 2 coho, and up to 4 sockeye may be retained. Release wild adult Chinook.
- (b) Effective October 1 through October 15: Anglers who possess a valid two-pole endorsement may fish with two lines.

## NEW SECTION

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

Effective 1 hour before official sunrise October 1 through 1 hour after official sunset November 30, 2020, provisions of WAC 220-312-050 regarding salmon seasons for the Icicle River shall be as described below. All other provisions of WAC 220-312-050 not addressed herein, or unless otherwise amended by emergency rule remain in effect:

#### **Icicle River:**

- (a) From the closure signs located 800 feet upstream of the mouth of the river to 500 feet downstream from the Leavenworth National Fish Hatchery Barrier Dam: Salmon:
  - (i) Daily limit 2. Release all salmon other than coho.
  - (ii) Bait prohibited.
  - (iii) Night closure in effect.
- (b) From the shoreline markers where Cyo Road intersects the Icicle River at the Sleeping Lady Resort to the Icicle Peshastin Irrigation Footbridge

(approximately 750 feet upstream from the Snow Lakes trailhead parking area): Salmon:

- (i) Daily limit 2. Release all salmon other than coho.
- (ii) Bait prohibited.
- (iii) Night closure in effect.

## REPEALERS

The following section of the Washington Administrative Code is repealed effective October 1, 2020:

WAC 220-312-06000T Freshwater exceptions to statewide rules—Columbia. (20-143)

The following section of the Washington Administrative Code is repealed effective October 16, 2020:

WAC 220-312-06000Z Freshwater exceptions to statewide rules—Columbia. (20-206)

The following section of the Washington Administrative Code is repealed effective December 1, 2020:

WAC 220-312-05000J Freshwater exceptions to statewide rules—Eastside. (20-206)