



# 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: December 17, 2020

TIME: 2:05 PM

WSR 21-01-147

**Agency:** Department of Fish and Wildlife (Order 20-261)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) January 1, 2021

**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 emergency rule is to close steelhead angling in the Columbia River beginning January 1, from Interstate I-182 Bridge (Richland) upstream to the Old Hanford townsite powerline crossing.

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

New:  
 Repealed: WAC 220-312-06000E  
 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 rule is necessary because this year's return of Ringold Springs Hatchery steelhead is expected to be the lowest return on record over the past 20 years. Returning steelhead will be needed for broodstock to meet the production goal of 180,000 juvenile steelhead scheduled for release in 2022. Under this rule change, steelhead retention will close on January 1 and remain closed through the end of the scheduled fishery, April 15, 2021. 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___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	____

<b>Date Adopted:</b> December 17, 2020	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

### **WAC 220-312-06000E Freshwater exceptions to statewide rules—Columbia River.**

Effective January 1 through April 15, 2021, the provisions of WAC 220-312-060 regarding recreational steelhead seasons from the I-182 Bridge at Richland to the Old Hanford townsite powerline crossing, shall be as described below. All other provisions of WAC 220-312-060 not addressed herein remain in effect unless otherwise amended by emergency rule:

- (1) From I-182 Bridge to WDFW markers  $\frac{1}{4}$  mile downstream of the Ringold Wasteway outlet:  
Steelhead:

Effective January 1 through March 31, 2021: Closed.

- (2) From WDFW markers  $\frac{1}{4}$  mile downstream of the Ringold Wasteway outlet to  $\frac{1}{2}$  mile upstream of Ringold Springs Hatchery Creek: Steelhead:

Effective January 1 through April 15, 2021: Closed.

- (3) From  $\frac{1}{2}$  mile upstream of Ringold Springs Hatchery Creek to the Old Hanford townsite powerline crossing: Steelhead:

Effective January 1 through March 31, 2021: Closed.

## REPEALER

The following section of Washington Administrative Code is repealed, effective April 16, 2021:  
WAC 220-312-06000E Freshwater exceptions to statewide rules—Columbia River.