



**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: January 06, 2021  
TIME: 4:19 PM

WSR 21-03-002

**Agency:** Department of Fish and Wildlife (Order 21-04)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) January 8, 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 recreational sturgeon retention seasons in the Columbia River from Bonneville Dam to The Dalles Dam.

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

- New:
- Repealed: WAC 220-312-06000F
- 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 needed to close white sturgeon retention in Bonneville Pool. Catches in the first week of fishing were much higher than expected. Creel data indicates harvest has surpassed the quota of 500 sturgeon. There is insufficient time to adopt permanent regulations.

**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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New \_\_\_\_ Amended \_\_\_\_ Repealed \_\_\_\_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New 1 Amended \_\_\_\_ Repealed 1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> January 6, 2021	<b>Signature:</b> 
<b>Name:</b> Kelly Susewind	
<b>Title:</b> Director	

## NEW SECTION

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

Effective January 8, 2021, until further notice, the provisions of WAC 220-312-060 regarding white sturgeon retention seasons from Bonneville Dam to John Day Dam are as follows. All other provisions of WAC 220-312-060 not addressed herein remain in effect unless otherwise amended by emergency rule:

- (1) **From Bonneville Dam to The Dalles Dam:** Sturgeon retention is prohibited.
- (2) **From The Dalles Dam to John Day Dam:** Sturgeon retention is prohibited.

## REPEALER

The following section of Washington Administrative Code is repealed, effective January 8, 2021:

WAC 220-312-06000F Freshwater exceptions to statewide rules—Columbia River. (21-01)