



**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 16, 2021

TIME: 4:24 PM

WSR 21-07-073

Agency: Washington Department of Fish and Wildlife (21-35)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) March 19, 2021

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

- Yes No If Yes, explain:

Purpose: Amends freshwater fishing rules for Columbia River sturgeon

Citation of rules affected by this order:

- New:
- Repealed: WAC 220-312-0600G
- 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 John Day Pool. Creel data indicates harvest is nearing the quota of 105 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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New ____ Amended ____ Repealed ____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New 1 Amended ____ Repealed 1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New ____ Amended ____ Repealed ____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Negotiated rule making:	New	____	Amended	____	Repealed	____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	____

Date Adopted: March 16, 2021

Name: Kelly Susewind

Title: Director

Signature:



NEW SECTION

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

Effective March 19, 2021, until further notice, the provisions of WAC 220-312-060 regarding white sturgeon retention seasons from Bonneville Dam to McNary 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.
- (3) **From John Day Dam to McNary Dam:** Sturgeon retention is prohibited.

REPEALER

The following section of Washington Administrative Code is repealed, effective March 19, 2021:

WAC 220-312-06000G Freshwater exceptions to statewide rules—Columbia River. (21-04)